

Accession Number.

15426

Class Number.

IR
328

I 49



Obtained from Lindberg

Rec'd - 4 AUG 1899

Received April 1, 1889



Digitized by the Internet Archive
in 2010 with funding from

Institute of Museum and Library Services under the provisions of the Library Services and Technology Act; Lyrasis Members and Sloan Foundation

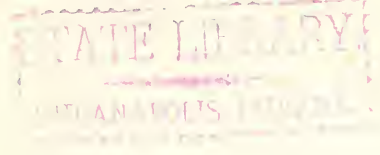


JOURNAL
OF THE
INDIANA STATE SENATE,
OF THE
STATE OF INDIANA,
DURING THE
THIRTY-FOURTH SESSION
OF THE
GENERAL ASSEMBLY,
COMMENCING
DECEMBER 3, 1849.

INDIANAPOLIS:
JOHN D. DEFREES, STATE PRINTER.
1849.

15426

IR
328
I 49.



JOURNAL

OF THE

SENATE OF INDIANA.

The thirty-fourth session of the General Assembly of the State of Indiana begun and held at the Capitol, in the city of Indianapolis, on Monday, the third day of December, in the year of our Lord, one thousand eight hundred and forty-nine.

The Hon. James G. Read, President of the Senate, *pro tem.*, of the State of Indiana, took the Chair and directed a call of the Senators whose offices had not become vacated since the last session; whereupon,

The following Senators appeared and took their seats:

From the Counties of Adams, Allen, and Wells—FRANKLIN P. RANDALL.

From the Counties of Bartholomew and Jennings—WM. HEROD.

From the Counties of Boone, Hamilton, and Tipton—WILLIAM GARVER.

From the County of Clark—JAS. G. READ.

From the Counties of Elkhart and Lagrange—D. MARTIN.

From the Counties of Gibson, Pike, and Dubois—SMITH MILLER.

From the Counties of Grant and Delaware—JOSEPH S. BUCKLES.

From the County of Harrison—WM. A. PORTER.

From the Counties of Huntington, Kosciusko, and Whitley—HENRY DAY.

From the County of Hendricks—JONATHAN S. HARVEY.

From the County of Henry—GEO. EVANS.

From the Counties of Jackson and Scott—ELISHA G. ENGLISH.

From the County of Jefferson—WM. HENDRICKS.

From the County of Johnson—FRANKLIN HARDIN.

From the County of Lawrence—MICHAEL A. MALOTT.

From the Counties of Madison and Hancock—THOS. D. WALPOLE.

From the Counties of Monroe and Brown—THOS. M. ADAMS.

From the Counties of Orange and Crawford—D. F. HUFSTETTER.

From the Counties of Parke and Vermillion—WM. P. DOLE.

From the County of Putnam—AMBROSE D. HAMRICK.
 From the Counties of Perry, Spencer, and Warrick—CHRISTOPHER
 C. GRAHAM.
 From the Counties of Posey and Vanderburgh—ENOCH R. JAMES.
 From the County of Ripley—WM. T. S. CORNETT.
 From the County of Rush—ASAHEL W. HUBBARD.
 From the County of Shelby—JAS. M. SLEETH.
 From the Counties of Warren, White, Benton, and Jasper—WM.
 G. MONTGOMERY.
 From the County of Washington—JOHN J. MORRISON.
 From the County of Wayne—DAVID P. HOLLOWAY.

The following Senators elected since the last session of the General Assembly, appeared and produced their credentials, and having been duly sworn or affirmed, as required by the constitution, by the Hon. Jeremiah Smith, President Judge of the 11th Judicial circuit, severally took their seats, to-wit :

From the Counties of Carroll and Clinton—THOMAS KINNARD.
 From the County of Dearborn—JAS. P. MILLIKEN.
 From the Counties of Fayette and Union—JOHN S. REID.
 From the County of Floyd—JOHN B. WINSTANDLEY.
 From the County of Marion—NICHOLAS McCARTY.
 From the County of Montgomery—JOS. ALLEN.
 From the Counties of Ohio and Switzerland—JOHN WOODS.
 From the Counties of St. Joseph, Fulton, and Marshall—NORMAN
 EDDY.
 From the County of Tippecanoe—JOHN W. ODELL.
 From the Counties of Cass, Howard, and Pulaski—GEORGE B.
 WALKER.
 From the Counties of Laporte, Lake, and Porter—ABRAHAM TEE-
 GARDEN.
 From the Counties of Vigo, Sullivan, and Clay—JAS. M. HANNA.
 From the County of Franklin—GEO. BERRY.
 From the County of Fountain—ROBERT W. LYON.
 From the Counties of Randolph, Blackford, and Jay—J. BRUGH.
 From the Counties of Noble, Steuben, and DeKalb—REUBEN J.
 DAWSON.

On motion by Mr. Miller,
 The Senate proceeded to the election of a principal Secretary ;
 Messrs. Hubbard and English acting as tellers.
 Upon the first balloting--

Frank Emmerson received	-	-	-	26 votes.
Charles Woodward received	-	-	-	12 votes.
Scattering,	-	-	-	5 votes.

Frank Emerson, having received a majority of all the votes given,

was declared duly elected Principal Secretary of the Senate, and was sworn into office by the Hon. Jeremiah Smith, President Judge of the 11th Judicial circuit.

On motion by Mr. Randall,

The Senate proceeded to the election of an Assistant Secretary ; Messrs. English and Hubbard acting as tellers.

Upon the first ballot—

Beattie McClelland received	-	-	-	31 votes.
John C. Huckleberry received	-	-	-	12 votes.
Blank,	-	-	-	1 vote.

Beattie McClelland, having received a majority of all the votes given, was declared duly elected Assistant Secretary of the Senate, and was sworn into office by the Hon. Jeremiah Smith, President Judge of the 11th Judicial circuit.

On motion by Mr. Sleeth,

The Senate proceeded to the election of Door-keeper, Messrs. Sleeth and Herod acting as tellers.

Upon the first ballot—

J. A. Messick received	-	-	-	11 votes.
Charles Warner received	-	-	-	7 votes.
Mr. Walker received	-	-	-	6 votes.
Mr. Folgher received	-	-	-	8 votes.
Mr. Bishop received	-	-	-	5 votes.
Mr. Howe received	-	-	-	3 votes.
Mr. Loudermilk received	-	-	-	1 vote.
Mr. Brown received	-	-	-	2 votes.
Mr. Law received	-	-	-	1 vote.

No one having received a majority of all the votes given, the Senate proceeded to a second balloting.

Upon which—

Charles Warner received	-	-	-	10 votes.
J. A. Messick received	-	-	-	16 votes.
Mr. Walker received	-	-	-	5 votes.
Mr. Folger received	-	-	-	4 votes.
Mr. Brown received	-	-	-	4 votes.
Mr. Bishop received	-	-	-	2 votes.
Scattering	-	-	-	3 votes.

No one having received a majority of all the votes given, the Senate proceeded to a third balloting.

Upon which—

J. A. Messick received	-	-	-	-	19 votes.
Charles Warner received	-	-	-	-	10 votes.
Mr. Walker received	-	-	-	-	6 votes.
Mr. Folger received	-	-	-	-	4 votes.
Mr. Brown received	-	-	-	-	4 votes.
Scattering,	-	-	-	-	1 vote.

No one having received a majority of all the votes given, the Senate proceeded to a fourth balloting.

Upon which—

Joseph A. Messick received	-	-	-	23 votes.
Charles Warner received	-	-	-	12 votes.
Mr. Walker received	-	-	-	6 votes.
Mr. Folger received	-	-	-	3 votes.

Joseph A. Messick having received a majority of all the votes given, was declared duly elected Door-keeper of the Senate, and was sworn into office by the Hon. Jeremiah Smith.

Mr. Milliken moved, that the Senate now proceed to the election of a Sergeant-at-arms, and the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the Affirmative are :

Messrs. Brugh, Dawson, Eddy, English, Garver, Graham, James, Kinnard, Martin, Milliken, Morrison, Sleeth, and Woods—13.

Those who voted in the Negative are :

Messrs. Adams, Allen, Berry, Buckles, Cornett, Day, Evans, Hamrick, Hanna, Hardin, Harvey, Herod, Holloway, Hubbard, Huffstetter, Lyon, Malott, McCarty, Miller, Montgomery, Odell, Porter, Randall, Read of Clark, Reid of Union, Teegarden, Walker, Walpole, Winstandley—29.

So the Senate refused to proceed to the election of a Sergeant-at-arms.

On motion by Mr. Sleeth,
The Senate adjourned.

Two o'clock, P. M.

Senate met.

Mr. Adams offered the following resolution:

Resolved, That the Secretary of the Senate inform House of Representatives, that the Senate have convened, elected Frank Emerson Principal Secretary, Beattie McClelland Assistant Secretary, and Joseph A. Messick Door Keeper, and are now ready to proceed to business.

Which resolution was adopted.

Mr. Harvey offered the following resolution:

Resolved, That the Senate adopt the rules of the last session, for its government during the present session, with the following amendment:

Amend the 8th rule as follows:

Strike out all between the word "bills," in the 11th line, and the word "shall," in the 12th line, and insert in lieu thereof, the following:

No committee shall consist of more than nine Senators, except the committee on Canals and Internal Improvements.

Which was adopted.

On motion by Mr. Harvey,

Resolved, That the Joint Rules adopted at the last session, for the government of both Houses, be, and the same are hereby adopted for the government thereof, during the present session, and that the House be informed of the adoption of this resolution.

Mr. Cassatt, Senator from the counties of Wabash and Miami, appeared, and took his seat.

Mr. Adams offered the following resolution:

Resolved, That the reporters for newspapers be admitted to seats within the bar of the Senate, for the purpose of reporting its proceedings.

Which resolution was adopted.

On motion by Mr. Milliken,

The Senate adjourned.

TUESDAY MORNING, DECEMBER 4, 1849.

The Senate met.

The journal of the preceding day was read.

Mr. Teegarden offered the following resolution:

Resolved, That the Door Keeper be instructed to furnish each member of the Senate, with a copy of the Revised Statutes of 1843, a copy of the Journal of the last session of the Senate, and a copy of the Acts, both general and local, of the last General Assembly, from the State Library, and return the same at the adjournment of the present session.

Which resolution was adopted.

The following message was received from the House of Representatives, by Mr. Lord their clerk.

MR. PRESIDENT:

I am instructed by the House of Representatives, to inform the Senate, that the House have convened, elected Geo. W. Carr, Speaker; John M. Lord, Principal Clerk; Andrew J. Boone, Assistant Clerk; David Cody, Door Keeper; and are now ready to proceed to legislative business.

Mr. Dawson offered the following resolution:

Resolved, That the Door Keeper of the Senate be authorized to contract with the publishers of the Indiana State Sentinel, for four copies of the Indiana State Sentinel, (try-weekly), and with the publisher of the Indiana State Journal, for four copies of the daily Journal, for each member of the Senate, during the present session

Mr. Randall moved to amend the resolution, as follows:

Insert in the proper place, as follows:

And three copies of the Indiana Gazette, printed in the German language.

And the question being upon the adoption of the amendment, and,

The ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Eddy, English, Evans, Garver, Graham, Hanna, Hardin, Herod, Hubbard, James, Kennald, Lyon, Martin, Miller, Milliken, Morrison, Odell, Porter, Randall, Read of C., Reid of U., Rousseau, Sleeth, Walker, Walpole, Winstandly, and Woods.—32.

Those who voted in the negative are,

Messrs. Cassatt, Cornett, Day, Dawson, Hamrick, Harvey, Hendricks, Holloway, Huffstetter, Malott, Montgomery, and Teegarden.—12.

So the amendment was adopted.

Mr. Cassatt moved the following amendment :

To strike out the words "four" where they occur in said resolution, and insert the word "one" in lieu thereof;

Whereupon,

Mr. Hardin called for a division of the question.

The President, *pro tem.*, having decided the question to be susceptible of division, and

The question being, Will the Senate strike out? and

The ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Cassatt, Cornett, Graham, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, Huffstetter, James, Malott, Miller, Montgomery, Teegarden, and Winstandley.—18.

Those who voted in the negative are,

Messrs. Adams, Allen, Brugh, Buckles, Day, Dawson, Eddy, English, Evans, Garver, Hardin, Kinnard, Lyon, Martin, Milliken, Morrison, Odell, Porter, Randall, Read of C., Reid of U., Rousseau, Sleeth, Walker, Walpole, and Woods.—26.

So the Senate refused to strike out.

Mr. Montgomery proposed the following amendment, viz :

Amend by inserting in the proper place the words, "four copies of the Locomotive."

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Cassatt, Cornett, Day, En-

glish, Graham, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Martin, Miller, Montgomery, Morrison, Odell, Randall, Reid of U., Rousseau, Teegarden, Walker, Walpole, Winstandley, and Woods.—29.

Those who voted in the negative are,

Messrs. Buckles, Dawson, Eddy, Evans, Garver, Hamrick, Hardin, Huffstetter, Kinnard, Lyon, Malott, Milliken, Porter, Read of C., and Sleeth.—15.

So the amendment was adopted.

Mr. Milliken offered the following amendment :

Amend by inserting in the proper place as follows, "four copies of the 'Christian Messenger.'"

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Buckles, Cassatt, Cornett, Day, English, Graham, Hendricks, Holloway, Hubbard, Huffstetter, James, McCarty, Miller, Milliken, Montgomery, Morrison, Odell, Reid of U., Rousseau, Walpole, and Woods.—23.

Those who voted in the negative are,

Messrs. Adams, Allen, Dawson, Eddy, Evans, Garver, Hamrick, Hanna, Hardin, Harvey, Herod, Kinnard, Lyon, Malott, Martin, Porter, Randall, Read of C., Sleeth, Teegarden, Walker, and Winstandley.—22.

So the amendment was adopted.

When,

On motion,

The resolution and pending amendments were laid on the table.

Mr. Rousseau, Senator from the counties of Greene and Owen, appeared and took his seat.

The President, *pro tem.*, laid before the Senate a communication from the Auditor of State, together with his Annual Report, which

On motion by Mr. Miller,

Was laid upon the table.

The President, *pro tem.*, laid the following communication from the Governor before the Senate :

EXECUTIVE DEPARTMENT, }
December 4th, 1849. }

To the Senate :

GENTLEMEN :—William C. Tarkington, Esq., of Monroe county, is hereby authorized to bear Executive Communications from this department to the Senate during the present session.

PARIS C. DUNNING.

Mr. Odell introduced the following bill :

No. 1. A bill for the relief of Chris. Miller, of Tippecanoe county ;

Which was read a first time ; and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Odell,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Holloway introduced the following joint resolution :

No. 2. A joint resolution relative to slavery in the Territories of the United States ;

Which was read a first time and passed to a second reading.

Mr. Randall introduced the following resolution :

Resolved, That the Senate will, the House of Representatives concurring therein, proceed on Thursday next, at 2 o'clock, P. M., to the election of Auditor of State to fill the vacancy occasioned by the expiration of the term of service of the present incumbent.

Mr. Miller moved the following amendment :

Insert before the word " Auditor," the words, " Treasurer and."

Which amendment was adopted ; and,

On motion,

The resolution, as amended, was laid on the table.

Mr. Morrison introduced the following bill :

No. 3. A bill to abolish the office of Agent of State :

Which was read a first time ; and,

On motion by Mr. Morrison,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Morrison, Milliken, McCarty, Martin, Miller, English, and Teegarden.

Mr. Randall introduced the following bill :

No. 4. A bill to provide for holding a Convention of the People, to revise and amend the Constitution of Indiana.

Which was read a first time, and

On motion by Mr. Randall,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of
Messrs. Randall, Miller, English, Berry, Holloway, Montgomery,
Hamrick, Malott, Hardin, and Day.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk.

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have concurred in the resolution of the Senate, appointing a committee of two on the part of the Senate, to act with a similar committee on the part of the House of Representatives, to wait on his Excellency the Governor, and inform him that the two Houses are fully organized, and are ready to receive any communication he may be pleased to make to them, and that Messrs. Spencer and Edwards have been appointed that committee on the part of the House.

Which message was concurred in, and
Messrs. Sleeth and Harvey were appointed a committee on the part of the Senate.

Mr. Buckles introduced the following bill :

No. 5. A bill defining the duties of Auditor and Treasurer of the County of Delaware.

Which was read a first time, and

On motion by Mr. Buckles,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Buckles, McCarty, and Walpole.

Mr. Garver introduced the following bill :

No. 6. A bill for the relief of Charles Warner.

Which was read a first time, and

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Garver,

The rules were further suspended, the bill considered as engrossed.

Read a third time and passed.

Mr. Sleeth introduced the following resolution :

Resolved, That a committee of two on the part of the Senate, be appointed to act with a similar committee on the part of the House of Representatives, to wait upon his Excellency the Governor, and inform him that the two Houses are fully organized, and are now ready to receive any communication he may be pleased to make to them, and to know at what time he will make any such communication, and that the House of Representatives be informed of the adoption of this Resolution.

Which was adopted, and

Messrs. Sleeth and Harvey were appointed said committee on the part of the Senate.

Mr. Reid of Union introduced the following bill :

No. 7. A bill to amend an act to incorporate the Milton and Waterloo Turnpike Company.

Which was read a first time, and passed to a second reading.

Mr. McCarty introduced the following bill :

No. 8. A bill for the relief of Jeremiah T. Draper.

Which was read a first time, and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am instructed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That a committee of two be appointed by the Speaker, to wait upon the Rev. John S. Bayless, and request him to attend in the Hall of the House of Representatives, on Wednesday morning, the 5th inst., to invoke the blessings of Divine Providence upon the members of the legislature, and that the Senate be invited to attend; and that Messrs. Gesse and Cravens have been appointed on the part of the House.

Which message from the House was,

On motion by Mr. Sleeth,

Taken up, and,

On motion by Mr. Sleeth,

The Senate reciprocated said resolution.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the House will, the Senate concurring therein, proceed this day, at the hour of 11 o'clock, A. M., to open and publish the vote cast for Governor and Lieutenant Governor, in this State, at the last annual August election.

In which the concurrence of the Senate is respectfully requested.

Which,

On motion by Mr. Randall,

Was reciprocated, and Messrs. Randall and Walpole were appointed a committee on part of the Senate.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am instructed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House, instanter, to proceed to open and publish the vote cast for Governor and Lieutenant Governor, at the last annual election.

Whereupon, the Senate repaired to the Hall of the House of Representatives, and, in joint convention, the Speaker of the House of Representatives proceeded to open and publish, in the presence of both houses of the General Assembly, met in convention as aforesaid, the certified statements of the returns of each election for Governor and Lieutenant Governor, given at the last annual August election, and having proceeded therein, and before completing the same, the convention adjourned until 4 o'clock, P. M., and,

The Senate returned to their chamber, when

Mr. Morrison introduced the following resolution :

Resolved, That the Auditor of State be requested to lay before the Senate a detailed statement of the amount of moneys audited, annually, to defray the expenses of the office of State Agent, from the time of its creation up to close of current year.

Which was adopted.

Mr. Sleeth made the following report :

MR. PRESIDENT :

The Joint Committee of two Senators and two members of the House of Representatives, appointed to wait on his Excellency, the Governor, and to inform him that the two houses of the General Assembly are duly organized, and ready to receive any communication he may be pleased to make them, have directed me to report to the Senate, that, in discharge of the duty assigned them, they waited on his Excellency, and were informed by him that he will be ready to make his annual communication to the two Houses of the General Assembly this day, at half past 2 o'clock, P. M.

On motion by Mr. Holloway,
The Senate adjourned.

2 o'clock, P. M.

The Senate met.

Mr. Martin introduced the following resolution :

Resolved, That the Senate, with the House of Representatives concurring therein, proceed on Friday next, at 10 o'clock, A. M., to the election of Auditor and Treasurer of State, to fill the vacancy occasioned by the expiration of the terms of office by the present incumbents.

Which resolution was adopted.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House of Representatives, instanter, to hear the message of his Excellency, the Governor.

The Senate then proceeded to the Hall of the House of Representatives, when the following communication was made to the two Houses by his Excellency, the Governor :

*Gentlemen of the Senate and of the
House of Representatives :*

Having assembled as the Representatives of the people, in obedience to the requirements of the constitution, for the purpose of deliberating upon such measures of public policy as are best calculated to maintain and advance the political and social prosperity of the people of Indiana, the acknowledgment of our gratitude is due to Almighty God for the manifold blessings with which he has crowned the year.

This assembling of the people's Representatives, devolves upon me the performance of a constitutional duty, which I discharge with cheerfulness, yet I trust with becoming diffidence.

A retrospective view of the affairs of our State, presents as many substantial causes for congratulation, as at any former period of her history. Agricultural industry—the great and reliable source of the prosperity of our people—has met with its merited reward, and the enterprising spirit of our citizens has been crowned with that success which it so richly deserves. The people of our own, in common with those of many of the other States of our beloved country, have been, during the past year, severely afflicted by the cholera, that desolating scourge of mankind; yet it is gratifying to know that the melancholy reminiscences of its fearful march through our midst, are being obliterated by the smiles of returning health.

The general prosperity of our beloved country, is a just source of pride and congratulation to every American citizen. Whilst some of the oldest governments of the world are tottering to their fall, by the revolutionary spirit of their citizens, our Republican institutions—simple, yet sublime in their structure—based in the affections—identified with the interests—incorporated with the feelings—and sustained by the will of a free and intelligent people—are diffusing over their citizens the benign influences of domestic quiet, wholesome laws, and the preservation of their civil and religious rights and privileges.

The permanent and continued prosperity of our country in every department of business, especially in the agricultural portion of it, upon which we must mainly rely for the great bulk of our national

wealth, I can but think is mainly attributable to the healthful influence of the national revenue system adopted by the Congress of the United States in 1846.

It is a political axiom too obvious to be controverted, that the ability of the people of one nation to buy the produce of another, is limited by the ability to pay for the same by the surplus products of their own industry. The adoption of a low rate of tariff duties in 1846 at home, and a corresponding relaxation of the stringent restrictions upon commerce abroad, have not only had the effect to bring into the treasury of the United States a greater amount of revenue, but also to increase greatly the profits of the agricultural, manufacturing, and commercial classes of community.

Should this beneficent system, by which the millions engaged in agriculture are enabled to procure a wider and more favorable market for the surplus products of their labor, be suffered to continue, it is confidently believed that the permanent prosperity of the toiling millions of our population will be placed upon a durable basis.

By a treaty of peace recently entered into between the United States and the Republic of Mexico, our Government has acquired a large extent of territory which must, at no distant day, be erected into separate state governments, and provided with organic laws. The public mind has become too much agitated upon a question of vital importance connected with the character of those organic laws, to be passed over in silence upon the present occasion. There is but little diversity of sentiment amongst the people of Indiana upon the question of human slavery; yet, as decidedly as are the opinions of our people opposed to this institution, we have ever manifested an unwillingness to interfere with the constitutional rights of our brethren of the slave States upon this very delicate subject. The territory thus acquired has come to us free. The question is now presented to the American people, whether this territory shall remain free. It cannot be doubted that the response of the people of Indiana to this momentous question, will be in favor of freedom. Whilst we are in favor of freedom, let us exercise that forbearance towards our political brethren of the slave States of this Union, which characterizes the conduct of the patriot and statesman. Nevertheless, it is our imperative duty to assert our rights as members of the same great family, and manfully resist, by all legal and constitutional means the farther advancement of slavery into territory belonging to the General Government. That Congress possesses this power does not admit of a doubt, and the only remaining question to be determined is, whether it is expedient to exercise that right. To decide this question affirmatively, the reflecting mind need only glance over the history of our beloved country—the rise and progress in the arts and sciences—in manufactures, mechanics, internal improvements, and every other great element of social and political happiness in the States of this Union, but too plainly admonish us that bounds should be prescribed to the

baleful influence of human slavery. It may be said, however, that this territory was acquired by the common blood and treasure of the Nation, and consequently we should not agitate this subject. To this objection it may well be answered that this territory is common property—the people of the Union are the owners—they constitute one great confederacy of States, and that all questions involving common property and the common welfare, must ever be submitted to the wisdom and discretion of Congress. The propriety of expressing, by a joint resolution of the General Assembly, the voice of the people of Indiana upon this exciting question, is respectfully suggested.

It is a source of gratification to be enabled to state that our financial condition still continues to improve. It is the most unerring evidence of the increasing prosperity of the country.

The ordinary expenditures of the State Government for the fiscal year ending on the 31st day of October, 1849, were \$74,469 89.

The ordinary expenditures for the current fiscal year, are estimated by the Auditor of State, at \$72,000.

The amount of revenue paid into the State Treasury, during the last year on all accounts, was \$441,650 22, which exceeds the amount paid the previous year \$28,901 49.

The assessment for State purposes for 1849, (estimating the counties of Cass, Fountain, Jackson, Lake, Pulaski, Spencer, and Whitley, from which no returns have been received, as they were last year,) is \$508,537 81, and for county, road, school, and township purposes collectively, \$630,570 90. Adding to these sums the delinquencies of former years uncollected, amounting to \$163,093 38, and the whole amount on the duplicates for 1849 will be \$1,302,202 09.

The number of polls returned for 1849, (estimating the seven counties above mentioned, from which no returns have been received, as they were last year,) is 143,720, being an increase over the returns of last year of 7,445. The value of the entire property of the State subject to taxation as returned for 1849, (estimating the counties not returned as they were last year,) is \$133,419,056, which is an increase over last year of \$4,458,070.

The rate of delinquency in the collection of taxes for 1848 is about \$15 65 on the \$100, or a little less than one-sixth; the average delinquency is very much increased by a heavy delinquency, which has been continued from year to year on the duplicates, much of which will never be collected. The delinquency in a large majority of the counties is small, and the collections creditable to the people and to the Treasurers.

It will be seen, from the foregoing statement, that the increase on the number of polls, taxable property, and amount of taxes, has been greater for the past year than for many previous years.

It is confidently believed that much improvement might be made in our revenue system, especially so as to embrace a species of property to a large amount; which too frequently escapes taxation,

(such as corporation and other stocks, money on hand or at interest, and many other articles of a valuable nature,) thereby lightening the burden of taxation, which now rests most heavily upon the agricultural portion of the community.

I respectfully submit for your consideration, as a matter of justice to the Executive, and of sound economy to the public service, the propriety of re-establishing the office of Private Secretary to the Governor, with an annual salary sufficient to compensate him for his services. An officer of this character can very materially aid the Executive in the performance of many official duties. The incidental expenses which the Executive is bound to incur during the year, added to the amount very properly allowed at every session of the Legislature, to an Executive Messenger, would be sufficient to procure the services of a gentleman amply qualified for the discharge of the duties of the office, and in whom the necessary confidence could be reposed.

In 1847, when the arrangement of the State's indebtedness was made with her creditors, the debt, exclusive of interest, was \$11,045,000. There has been surrendered and converted into new stock, to 1st July last, - - - - - \$9,530,000
Since July 1st, - - - - - 33,000

Making, - - - - - \$9,563,000

Leaving yet to come into this arrangement, 1488 bonds or \$1,488,000. These bonds are held in Europe and in this country, and are coming in gradually. I am informed by the Agent of State, that he entertains but little doubt that all will be surrendered so soon as arrangements can be made by the holders to obtain the assent of the parties interested. I am induced to concur in opinion with this officer, for the additional reason that the holders must be satisfied that the State will not soon, if ever, make any different arrangement for their liquidation.

The semi-annual interest due to our creditors under the two acts of the Legislature of 1846 and 1847, providing for the settlement of our State debt, was punctually paid at the Indiana Agency in the City of New York, on the 1st of July last, amounting to \$95,300. A portion of this sum, say \$79,000, was borrowed of the Commissioners of the Sinking Fund and of the Banks. The authority to make this loan is given by the 44th section of an act of the last Legislature, entitled "An act making general appropriations, &c., for the year 1849, and for other purposes," (approved January 16th, 1849,) to the Governor, Auditor, and Treasurer of State, to be exercised in their sound discretion. There was no diversity of opinion as to the expediency of exercising that authority. Many considerations prompted us to adopt the course indicated in the law referred to, some of the most prominent of which are—

1st. That the State stock was then at a price which placed it by the side of the stock of the regular dividend paying States—to

withhold or postpone a dividend, would inevitably have depreciated it, and impaired the re-established credit of the State.

2d. The State was and is now deeply interested in the completion of the Wabash and Erie Canal, and more particularly the citizens of that fertile and improving portion of it from Terre Haute to Evansville, which has never heretofore received the encouragement and Legislative attention which its importance has and now merits. The fund now available for that purpose, will hardly accomplish it. If our bondholders by our conduct are assured of the stability, integrity, and resources of the State, by having their interest regularly paid, they will not only be better prepared, but better disposed, to make up the necessary sum required of them by law, to bring that valuable work into complete connection with the Ohio river at an early day.

3d. There is scarcely any portion of our State that was not then, as now, directly or remotely interested in some line of railroad in process of construction, or in contemplation with a reasonable hope of ultimate completion. These roads are wanting aid, and seek it in many instances away from home. The most certain method of securing this aid, is to establish to the world that the State is not only rich in resources, but equally prompt in payment.

4th. In borrowing the money from our bank, we pay interest to an institution owned almost entirely within the State, and by the State herself, which makes all the profits accruing from the loan.

5th. By paying in money the State avoids the expense of issuing certificates for the unpaid interest as well as the payment of interest upon the certificates so issued, for an indefinite period of time, the expense of which, from a report heretofore made at a previous session of the Legislature, is shown to greatly exceed the interest on the simple loan, to say nothing of the confusion necessarily growing out of the issuing of the certificates (many of which are for ten and twenty dollars) and of the keeping of complex interest accounts.

The interest paid at the Indiana Agency in the City of New York on the 1st of July last, was, as before stated, \$95,300, being two per cent. on \$4,765,000, the debt at that time under the new arrangement.

In January, 1850, we shall probably have to pay \$100,000, as two hundred and thirty bonds coming in from July to January will make up that amount. The State commenced paying interest with July, 1847, and to the present time has paid five semi-annual payments, amounting in the aggregate to nearly half a million of dollars. Meantime the State stock has been steadily and gradually advancing in value, till it now stands at seventy cents on the dollar, (its full value, taking six per cent. interest per annum, as the standard). This fact must be gratifying to the friends of the State, more especially to those who took so deep an interest in the honorable adjustment of the State's indebtedness, as it furnishes unmistakable evidence of an increasing confidence in her resources, as well as a firm reliance upon her integrity.

The large amount of treasury notes (commonly denominated scrip) which has heretofore been paid for taxes, has somewhat embarrassed the State Treasury, consequently we have, at times, been without the means to pay our interest as it becomes due. For the past dividends this deficiency has been supplied by making temporary loans from our banks, (none of which remain unpaid, except the one made to meet the interest due in July last). To avoid this embarrassment upon the Treasury, and to enable the State to make her regular semi-annual payments from the taxes annually paid by her citizens, the Legislature, by a joint-resolution passed at its last session, instructed the State Agent to negotiate an extension of the January payment of interest, until March each year. In June last, the Agent of State prepared and addressed a circular to our bondholders, (a copy of which was also transmitted to the Executive Department,) in which he proposed a postponement of the payment of the January instalment of interest, until the first Monday of the succeeding March; at which time it was further proposed, that the deferred dividend or interest should be paid, with six per cent. interest thereon.

Up to October last he had received answers from two hundred and eight of our bondholders, out of five hundred and forty-nine. A large proportion of those from whom answers have been received, accede to the terms of the circular. Some agree to the terms, upon condition, that all the others will accede; a number yield reluctantly, not wishing to oppose any reasonable request the State may make in relation to this question, and some refuse positively. The remaining three hundred and forty-one have not, as yet, answered the Agent of State. In view of the critical position of the State upon this question, and the great complexity that may be produced in keeping the accounts of the Agency, do not the reasons which have heretofore influenced the proper officers to negotiate temporary loans to meet promptly the payment of interest due the bondholders, operate with the same force now as heretofore? I believe they do; it is, therefore, recommended that provisions be made by law to anticipate this contingency.

In conformity with the provisions of an act, entitled "An act for taking the sense of the qualified voters of the State, on the calling of a convention, to alter, amend, or revise the Constitution of this State," approved January 15, 1849, a poll was opened at the annual election held in August last, at the places of holding elections in the several counties of this State, and from the returns made to the office of Secretary of State, as required by the act referred to, it appears that there were cast at said election, in favor of calling a Convention, 81,500 votes, and against it 57,418 votes. The total vote of the State for Governor is, 147,250; the total vote of the State, 149,774, (in this latter statement the vote of Fayette county for Governor is included, the total vote of that county not having been returned,) showing a majority of 6,612 votes in favor of a call for a convention, over all the votes cast at that election. The duty

of the present General Assembly is plain ; it will become necessary to provide by law for districting the State, with a view to the election of delegates to that convention ; to determine the number of delegates which shall compose that body, and the time of holding the same. It is most respectfully suggested that, in the discharge of this important duty, the members of the General Assembly should divest themselves of all party predilections, and make such an apportionment as will insure to the people of the State, irrespective of parties, a full and fair representation in that body. This being done, a great initiative step is taken, which will tend as much as any other to predispose the people of the State to adopt the new constitution which the convention may present to them for their ratification.

Whilst upon this subject it is proper to say, that it will be necessary to levy an additional tax, to defray the expenses of the Convention—the amount necessary will depend much upon the length of the present session of the General Assembly. In all probability the organic laws of the State will undergo, in the course of the ensuing year, many material alterations, which will at once suggest the propriety of passing but few general laws, inasmuch as they may become inconsistent or inoperative under the new organization of the State government.

Special legislation is a growing evil which has attracted much attention amongst the masses of the people, and to which much well founded opposition exists in the public mind. Indeed, it has for years past engaged full three-fourths of the time of the General Assembly, to the exclusion (from their due consideration) of many other questions of great importance to the people of the State. It has also occasioned a corresponding proportion of the expenses of our legislation. To avoid this evil, I earnestly recommend to you the enactment of such general laws as will confer upon the proper subordinate tribunals of the count^y, the requisite power to adjust all such questions as are properly and exclusively the subjects of special enactments. If this course is deemed impolitic, I trust that such provision will be made in the contemplated new constitution, as will effectually prevent it.

Believing that the interest and welfare of our country demand greater security to the families of a large and respectable portion of our unfortunate fellow-citizens, who are often over-reached by the superior knowledge and cunning of their fellow men, or become embarrassed in their pecuniary affairs by the vicissitudes of trade, it is respectfully recommended that such a change be made in our execution laws, (to operate prospectively) as will exempt from execution and sale, in favor of any resident defendant and his family, a specific number of acres of land, or a specific amount in value; in all cases to include the homestead, or so much thereof as it will embrace. The details of such a law are left to the better judgment of the General Assembly. Should a law embracing this humane principle not meet with favor at the present session of the General

Assembly, I trust that before the next assembling of the people's representatives, this principle will become a constitutional provision, thereby placing it beyond the power of unfavorable legislative action.

By this provision many an innocent wife and her unoffending children would be provided with a home sufficient, by industry and economy, to afford a comfortable support, thereby escaping a life of wretchedness and want. It may be said by those (if unfortunately there are any,) opposed to this humane principle, that it will encourage fraud and dishonesty—not so, the man who is industrious, but who has also been unfortunate, would feel grateful to the country whose laws have protected him from ruin, he would make much greater exertion to recuperate his broken fortunes, and to extricate himself from his embarrassments. Moreover it would tend as much as any other single measure to check the credit system which has been so often abused, and has brought so much distress upon the country.

Since the adjournment of the last Legislature a vacancy occurred (by the death of Basil Brown, the then incumbent,) in the office of Superintendent of the Northern Division of the Central Canal, including that portion lying between Broad Ripple and the Bluffs of White River. That vacancy was filled by the appointment of Henry Nelson, who held the office but a short time when he tendered his resignation. He was succeeded by the appointment of Robert Greenfield, the present incumbent, who has faithfully discharged the duties of his office. There seems to be some difficulty between the Superintendent and the lessees of water power on the canal. They contend, as he informs me, that the State has forfeited her contract, much to their damage, by failing to furnish the necessary quantity of water power, and he, upon the contrary, contends that the State has performed all that she is bound to do. Without deciding upon the subject matter of controversy, it is confidently believed that the interest of the State requires that the rights of the parties under their several contracts should be definitely settled before the judicial tribunals of the country, and that the State should, if she can by any honorable means, rid herself of the annual expense she incurs in keeping the canal in repair. I therefore recommend the enactment of a law, making it the imperative duty of the Superintendent to institute suit against one or more of the lessees, who may be in arrears for non-payment of water power rents to the State, with a view of testing the contracts heretofore alluded to. It is not right that the citizens of the State, living remote from the canal, and who cannot by any possible means be benefitted thereby, should be compelled to pay taxes annually to keep it in repair.

In conformity with the provisions of a Joint Resolution authorizing the Governor or Agent of State to make sale of all or any real estate owned by the State of Indiana in the State of Georgia, approved January 16, 1849, I sold in February last to Martin R. Green, Esqr., all the interest which the State had, either legally or

equitably, in and to what are commonly denominated the "Georgia lands"—the State simply quits all her claim to them. I conceive the sale an advantageous one to the State, although the price can scarcely be considered nominal, compared with the supposed quantity of lands.

By the provisions of another Joint Resolution passed at the same session entitled, "A Joint Resolution in relation to the contract between the State and her Bond holders," (approved January 16, 1849,) a suit has been instituted in the Montgomery Circuit Court against the Trustees of the Bond holders for an alleged violation of the contract on the part of the said Trustees; the case has not yet been decided. Complaints have been made to the Executive Department of other alleged violations of the contract on the part of the Trustees, accompanied with urgent appeals to the Executive to authorize suits to be instituted. Without pretending to determine the question of alleged violation of the contract, I respectfully suggest as a matter of relief to the Executive, and of justice to the parties, that the Joint Resolution should be so amended as to require the complaining party to file a written specification of the alleged violation of the contract with the Board of Trustees when in session, and upon a refusal or failure of the Board to take immediate action on the same, that the complaining party may file a certified copy of such written specification, and the proceedings of the Board thereon, with the Executive, whose duty it shall be to cause suit to be instituted immediately, under the provisions of the original Joint Resolution.

It has been represented to me that the accounts subsisting between the State and the General Government in reference to the "Three per cent. Fund," have not been finally and correctly adjusted, and that an account ranging from fifty to one hundred thousand dollars is yet due from the United States to this State. Application was made to me during the present year for authority to examine into the accounts with a view to their final and satisfactory adjustment. That authority was delegated, so far as I possessed the power, and a conditional arrangement entered into, which was to be entirely under the control of a subsequent Legislature, and by which the State incurs no expense or liability, unless a balance is found due to the State and allowed by the proper authority.—This conditional arrangement was made with gentlemen worthy of confidence, and entirely competent to the performance of the task they have assumed. A letter of recent date received by me expresses entire confidence in a favorable result of their investigations.

The report of the Visitor to the State Prison has not yet been received. This delay has been occasioned by the recent death of the gentleman first appointed to perform that duty. I can however state from my own personal knowledge, that general good order is preserved by the present worthy and efficient Warden, and that the convicts are well supplied with suitable food and clothing. Steps

have been taken under the advice of a respectable physician, and upon the recommendation of the officers of the Prison, to improve the means of comfort to the sick, by the creation of a suitable Hospital for their use, and also to preserve the health of those convicts who occupy the proper prison cells, by providing additional means of ventilation.

When the report is received it will doubtless be laid before you, accompanied with such suggestions as its importance may merit.

The reports of the Adjutant and Quarter Master Generals present nothing which seems to require any legislative action. The business in the respective departments has been regularly and promptly attended to during the year.

The public mind seems to be awakened to the necessity of improving the channels of intercommunication in our State, and no public improvement seems to commend itself to the public with more favor than that of plank roads. So far as experience teaches any thing upon this subject, it is in favor of that character of improvements, from the cheapness of construction, and the ability of the agricultural portion of the community to furnish within themselves the means of construction. They are doubtless in a few years to become the channels through which the surplus products of the country will find an outlet to the great thoroughfares of the State, such as railroads, canals, and navigable rivers. The propriety of granting liberal, yet safe charters to companies desiring to construct this character of public improvement is respectfully suggested.

Some of the States of the Union have expressed an opinion favorable to the establishment of an Agricultural Bureau in the "Department of the Interior" at Washington, whose province it shall be to superintend and promote the great interest of agricultural improvement in the nation. If this Department is continued at Washington, would it not be proper for the General Assembly to express an opinion favorable to the creation of this Bureau?

The propriety of furnishing the Washington National Monument Society with a block of Indiana marble to aid in the erection of a monument in that city to the memory of the Father of his Country, is respectfully submitted to the patriotic consideration of the members of the General Assembly.

The Indiana Institution for the Education of the Blind still continues to increase in usefulness, under the superintendence of its present able head, Mr. W. H. Churchman. The number of pupils now in attendance is thirty-eight, showing an increase of ten since last year's report. It is truly gratifying to learn that the excess of the receipts for work performed by the pupils, over the cost of the raw material for the present year is three hundred and fifteen dollars. The present buildings are insufficient to accommodate to advantage the present increased and increasing numbers. I earnestly recommend to your favorable action the suggestions contained in the third annual report of the Trustees of this Institution upon this particular subject.

The Deaf and Dumb Asylum has continued to increase in prosperity and usefulness, and the same retrenchment in current expenditures so favorably noticed in the last executive message of my predecessor has continued. The number of pupils has reached one hundred and twenty-five. The new buildings are so far progressed that the walls are completed, and secured from injury by roofs.

Owing to the careful management of current expenditures it will not be necessary to increase the rate of taxation for this purpose, as it is supposed that the revenue of 1849 and 1850 will be amply sufficient. It will merely be desirable to provide some means by which the Trustees may anticipate a part of the revenue of 1850. After that time it is believed that a material reduction can be made in the assessment. Considering the crowded state of the present inconvenient rented buildings, the amount paid for their use, (which is not less than eleven hundred dollars per annum,) and the fact that the labor of the pupils can now be rendered but slightly profitable, there can be no doubt of the propriety of providing for the completion of the new Asylum during the approaching season.

Under the superintendence of R. J. Patterson, M. D., an able and experienced physician, a portion of the Indiana Hospital for the Insane, was opened for the reception of patients in December last. Since that period, more than one hundred patients have been admitted to its wards and enjoyed the blessings of sanitary treatment.

By the careful and skillful treatment adopted in this Institution, twenty of this unfortunate class of our race have already been restored to health, and have gone forth to again fill stations of usefulness in society. Among the inmates of this Institution, are to be found citizens from the various classes in society, afflicted with a disease the severest to which the human family is subject, and which seems to be no respecter of persons. That portion of the Hospital buildings now completed, is crowded with inmates, and many are still seeking admittance, but are for the present denied a place for the want of room.

Doubtless it was the intention of the last General Assembly, to provide ample means for the completion of the Hospital buildings during the present year. A bill for that purpose was reported, which passed without objection, (as is believed,) through both branches of the Legislature, but, by accident, was lost or mislaid, and consequently did not become a law.

By reason of the failure of realizing the benefit of this bill, the work has been mostly suspended, and only such additional apartments completed as were absolutely demanded for the relief of some of the most pressing applicants for admission.

It is very desirable that early provisions be made for the speedy completion of the Hospital buildings entire. It is believed that no State in the Union has done as much in so short a period of time, to ameliorate the condition of her own unfortunate fellow-citizens, as the State of Indiana; nor has the same success attended the Be-

nevolent Institutions of any other, that has blessed those of our own State. The promptitude and cheerfulness with which the people have responded to the calls of their representatives, for the means necessary to support these public Institutions, will redound, in all coming time, to their honor and prosperity.

A proposition to found an Asylum for the poor and destitute orphans of the State, is respectfully yet earnestly recommended to your favorable consideration. No enterprise can reflect more credit and glory upon the people and their representatives, than that which tends to the elevation of the poor and destitute orphan—nothing has so great a tendency to attach the poor man to his country and her glorious institutions, as a knowledge that his rights are protected whilst he is living, and that his destitute children will be cared for when he is dead. Certainly no true christian or philanthropist can or will be found in opposition to such a measure.

The subject of education is one at all times of paramount importance, and should engage the most vigilant attention of our legislators. I cannot close this communication without leaving my humble testimony in its favor.

Accurate information has been received from the principal Universities and Colleges of the State, from which I am enabled to inform you, that at no former period have they enjoyed so great a degree of prosperity as at the present time. Indiana Asbury University presents a catalogue of two hundred and ninety-five students; Indiana University numbers one hundred and ninety-seven; Hanover College, one hundred and eighty-three; Wabash College, one hundred and forty-eight, with a library of six thousand volumes, and a rich Geological Cabinet; Franklin College numbers one hundred and forty-five, making an aggregate of nine hundred and sixty-eight, of the youth of our country who have been receiving collegiate instruction within the past year. Indiana Asbury University has organized a Medical Department at this city, (Indianapolis,) with an able faculty. The first session of this Department commenced in November last, with a fair prospect of success. There is a Law Department attached to the State University at Bloomington, under the charge of two able Professors, (Judges McDonnald and Otto,) which promises great usefulness to those who desire instruction in that learned profession. Franklin College has succeeded in extinguishing a heavy debt which has hitherto crippled her energies and impaired her usefulness—it is now supposed that she will realize the brightest hopes of her friends.

It is believed that this unparalleled prosperity is doubtless attributable in a very great degree, to two prominent causes: the ability of our Presidents and Professors to impart a thorough and profound course of collegiate instruction to the students, and to the healthfulness of the locations, the economy of living, and the moral associations.

It is a source of unmingled pleasure to be enabled to state that the important subject of female education is rapidly gaining a

strong hold upon the feelings of our people. There are already many flourishing female institutions in our State, such as the Greencastle Female Seminary, under the charge of Mrs. Larrabee and other accomplished assistants, numbering for the past year, one hundred and fifty students, of which number, about ninety were in constant attendance. The Bloomington Female Institution, under the superintendence of Mrs. McPherson, assisted by competent and accomplished young ladies, which also presents a catalogue of eighty or ninety in regular attendance. The Fort Wayne Female College, the Centreville Female Seminary, the St. Mary's Seminary, Indianapolis, and St. Mary of the Woods, Vigo County, all of which are in successful operation, besides the Princeton and New Albany Female Seminaries, with others that are in process of organization. The time will soon arrive when the fair daughters of Indiana will be enabled to acquire, within the borders of their own native State, an education which will place them in favorable comparison with those of the most highly favored portions of our country. However gratifying it may be to witness the rapid advancement of a portion of our population in the higher branches of the Arts and Sciences, there is yet another subject which attracts our attention by its greater importance. I allude to the subject of *Free Common Schools*, in which the masses of the people are more immediately and vitally interested; it is upon them that our country mainly relies for her permanent peace and prosperity, and it is to their advancement and improvement in knowledge that our legislative action should be mainly directed.

It is a favorite axiom of our republican creed, that all our citizens are politically equal. To enable the citizen to enjoy the rights and privileges granted to him by our constitution, it is necessary that he should receive at least a good elementary English education; if he has this, he is capable of understanding the tendency and bearing of all political questions which are brought forward for public discussion—he is capable of appreciating his rights and maintaining them—he can analyze public measures, examine into the conduct of public men, and hold them to strict accountability.

An act was passed at the last General Assembly, the object of which was to increase and extend the benefits of *Free Common Schools* to the children of the State. Many of the counties, by a vote of the people, adopted this law, and it is to be hoped that in a very short time, there will not be a county in the State, whose citizens will refuse to avail themselves of the benefits of this measure. Doubtless there are many imperfections in the law which will have to be remedied by time and experience, yet it answers as a basis upon which to rear a noble superstructure which will shed its benign influences over all the children of this great and growing young State. When we contemplate the magnitude of this subject in all its varied bearings upon the welfare of the rising generation and upon the perpetuity of that republican form of government, which cost the richest and best blood of the conscript fathers of the

revolution, it seems to me that no representative of the people in this enlightened age will assume upon himself the solemn and fearful responsibility of refusing the means of support to a well digested system of *Free Common Schools*, thereby closing the door to the diffusion of light and knowledge.

The Temperance cause is one which is deeply agitating the public mind. Whilst I cannot subscribe to all the ultra views advanced by some of the advocates of this great and glorious cause—a cause which ultimately every good man in the community is bound to sustain—yet I earnestly invite your attention to the subject and recommend that you enact such stringent laws, for the prevention of the sale of ardent spirits, as will arrest the vice of drunkenness, which stalks over the fairest portion of our country with a worse than pestilential march.

In conclusion, Gentlemen, permit me to recommend a cordial co-operation between my worthy successor and the legislative department of the government, in the enactment of such laws as are best calculated to promote the public welfare and especially the great and important measures of temperance, morality, and education.

Trusting that your deliberations will be characterized by moderation and wisdom, I commend you to the guidance of an all wise Providence, with my fervent wishes for the success of the great and vitally important measures, upon which you are called to deliberate.

PARIS C. DUNNING.

DECEMBER 4, 1849.

The Senate then returned to their chamber, when,

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the Resolutions of the Senate, to go into the election of Auditor and Treasurer of State, on Friday next, at 10 o'clock, A. M.

On motion by Mr. Harvey,

Ordered, That one hundred copies of the Rules and Joint Rules, be printed for the use of the Senate.

Mr. Dawson offered the following resolution :

Resolved, That one thousand copies of his Excellency the Governor's Message, be printed for the use of the Senate.

Which was adopted.

On motion by Mr. English,

The vote on the adoption of the above resolution was reconsidered, when,

Mr. English moved to amend as follows :

Amend by inserting the following in the proper place :

"And five hundred in the German language."

Which amendment was adopted, when,

Mr. Harvey moved to amend, by striking out "one thousand," and inserting "two thousand" in lieu thereof.

Which amendment was not adopted.

The question again recurring on the adoption of the resolution as amended,

It was adopted.

Mr. Teegarden presented the petition of William Andrew and others, of Laporte county, praying the repeal of a certain act therein named ; which

On motion by Mr. Teegarden,

Was referred to a select committee, consisting of

Messrs. Teegarden, Eddy, and Walker.

Mr. Cornett presented the petition of Lana Wilkinson, asking the passage of a law for her relief.

Which was read, and,

On motion by Mr. Cornett,

Was referred to a select committee, consisting of

Messrs. Cornett, Hubbard, and Morgan.

Mr. Walpole presented the petition of Spicer Jones and others, citizens of Madison county, in regard to the establishment of a State Orphan Asylum ; which,

On motion by Mr. Walpole,

Was read and laid upon the table.

Mr. Morrison presented the petition of Elisha Driskill and others, praying for the relief of said Driskill ; which,

On motion by Mr. Morrison,

Was referred to a select committee, consisting of

Messrs. Morrison, Malott, and Huffstetter.

Mr. Conduit, Senator from the county of Morgan, appeared and took his seat.

Mr. Martin presented the petition of George Latterer, praying for a divorce ; which,

On motion by Mr. Martin,

Was read and referred to a select committee, consisting of

Messrs. Martin, Holloway, and Rousseau.

Mr. Milliken offered the following resolution :

Resolved, That the Door Keeper of the Senate be authorized to subscribe for one copy of the Indiana Daily Journal, and two copies of the Tri-weekly Indiana Sentinel, for each member of the Senate, during the session.

When,

Mr. Martin proposed the following amendment :

Strike out all after the word "resolved," and insert the following:

That the Door Keeper of the Senate be authorized to contract with the Publishers of the several papers in the city of Indianapo-

lis, in which will be published the proceedings of the present session of the Legislature, for three copies each of their respective papers, for the use of the Senate, during the present session.

Which amendment was not adopted.

Mr. Porter moved to amend as follows :

Strike out "two," and insert "three."

Which amendment was not adopted.

Mr. Walpole moved to amend as follows :

Insert at the proper place, the words : "and a like number of all papers published at the capital."

Which amendment,

On motion by Mr. Hardin,

Was laid upon the table ; whereupon,

Mr. Garver moved the following amendment :

Insert at the proper place, the following words :

"And two copies of the 'Indiana Gazette,' printed in the German language."

Which was adopted.

Mr. Walpole offered the following amendment :

Add as follows :

"The pay for the same shall be retained by the Treasurer, out of the *per diem* allowance of such Senators as may take the same."

Which amendment,

On motion by Mr. Evans,

Was laid upon the table.

Mr. Holloway offered the following amendment :

That the Door Keeper of the Senate be authorized to subscribe for such papers as each member may select, not to amount to more than three dollars for each member.

And before the question was taken,

On motion,

The Senate proceeded to the Hall of the House of Representatives, when the Speaker thereof, in presence of both Houses of the General Assembly, met in Convention for the purpose, again proceeded to open and publish the certified statements of the returns of each election of Governor and Lieutenant Governor, given at the last annual election, and upon completing the same it appeared that

Joseph A. Wright received for Governor,	-	-	76,996 votes.
John A. Matson received for Governor,	-	-	67,228 votes.
James H. Cravens received for Governor,	-	-	3,018 votes.
John Wright received for Governor,	-	-	1 vote.
Ephraim Traber received for Governor,	-	-	3 votes.
James A. Matson received for Governor,	-	-	2 votes.
Scattering,	-	-	2 votes.

Joseph A. Wright having received a plurality of the votes given for Governor, was declared by the President *pro tem.* of the Senate, acting as the President of the Convention, duly elected Governor

of the State of Indiana, to serve as such for the term of three years from and after the third day of the present session of the General Assembly, and until his successor shall be duly chosen and qualified. And it further appeared that

James H. Lane received for Lieut. Governor, -	-	77,002 votes.
Thomas S. Stanfield received for Lieut. Governor, -	-	66,385 votes.
John W. Wright received for Lieut. Governor, -	-	2,795 votes.
John H. Lane received for Lieut. Governor, -	-	117 votes.
Joseph A. Wright received for Lieut Governor, -	-	13 votes.
Joseph W. Wright received for Lieut Governor, -	-	6 votes.
Jesse Thatcher received for Lieut. Governor, -	-	3 votes.
Thomas Stanfield received for Lieut. Governor, -	-	1 vote.
James Wright received for Lieut. Governor, -	-	1 vote.
William Feezlee received for Lieut. Governor, -	-	1 vote.
H. S. Lane received for Lieut. Governor, -	-	1 vote.

James H. Lane having received the highest number of votes given for Lieutenant Governor, was declared by the President *pro tem.* of the Senate, acting as President of the Convention, duly elected Lieutenant Governor of the State of Indiana, to serve as such for the term of three years, from and after the third day of the present session of the General Assembly, and until his successor shall be elected and qualified.

When the President declared the Convention adjourned *sine die*. And the Senate returned to their chamber; when,

On motion by Mr. Miller,
The Senate adjourned.

WEDNESDAY MORNING, DECEMBER 5th, 1849.

The Senate met.

The journal of the preceding day was read.

The President *pro tem.* laid before the Senate a communication from the Secretary of State, accompanying his annual report; which,

On motion by Mr. Miller,

Was laid on the table.

Mr. Miller introduced the following resolution:

Resolved, That a committee of two be appointed on the part of the Senate, to act with a similar committee on the part of the House, to wait on his Excellency Joseph A. Wright, and the Hon. James H. Lane, and inform them of their election—the first to the office of Governor, and the second to the office of Lieutenant Governor, of the State of Indiana, and ascertain from them at what time it will be their pleasure to take the official oath required by the Constitution and laws of the State.

Which resolution was adopted; and

Messrs. Miller and Walpole were appointed said committee on the part of the Senate.

BILLS INTRODUCED.

By Mr. Cornett,

No. 9. A bill to amend an act, to incorporate the Madison and Napoleon Turnpike Company;

Which was read a first time, and

On motion by Mr. Cornett,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Cornett,

The rules were further suspended, the bill was considered as engrossed, read a third time, and passed.

By Mr. Berry,

No. 10. A bill to extend the time of holding probate courts:

Which was read a first time, and

On motion by Mr. Berry,

The rules were suspended, and the bill read a second time, when

Mr. Milliken moved to amend, by inserting in the proper place the following proviso:

Provided, That the terms of said courts shall not exceed two weeks.

Which amendment,

On motion by Mr. Harvey,

Was laid upon the table.

Mr. Martin offered the following amendment:

Except the counties of Elkhart and Lagrange;

Which was adopted.

Mr. English offered the following amendment:

Except the counties of Scott and Jackson;

Which was adopted.

Mr. Woods offered the following amendment:

Except the counties of Ohio and Switzerland;

Which amendment was adopted.

Mr. Day offered the following amendment:

Except the counties of Kosciusko, Whitley, and Huntington;

Which was adopted.

Mr. Hamrick moved the following amendment:

Except the county of Putnam;

Which was adopted.

Mr. Dole moved to amend as follows:

Except the counties of Parke and Vermillion;

Which amendment was adopted.

Mr. Huffstetter moved to amend as follows:

Except the counties of Orange and Crawford;

Which amendment was adopted.

Mr. Buckles moved to amend as follows:

Except the counties of Delaware and Grant;

Which amendment was adopted.

Mr. Allen moved the following amendment:

Except the county of Montgomery;

Which amendment was adopted.

Mr. Odell moved the following amendment:

Except the county of Tippecanoe;

Which was adopted.

Mr. Dawson moved the following amendment:

And that for the additional time over that now provided by law, in each county for said court to sit, an allowance shall be made out of the county treasury of the respective counties;

Which amendment was not adopted.

Mr. Garver moved the following amendment:

Except the counties of Hamilton, Tipton, and Boone;

Which amendment was adopted.

Mr. Randall moved the following amendment:

Except the counties of Adams, Allen, and Wells;

Which amendment was adopted.

Mr. Morrison moved the following amendment:

Except the county of Washington;

Which amendment was adopted.

Mr. Evans moved the following amendment:

Except the county of Henry;

Which was adopted.

Mr. Adams offered the following amendment:

Except the counties of Brown and Monroe;

Which amendment was adopted.

Mr. Brugh offered the following amendment:

Except the counties of Jay, Blackford, and Randolph;

Which amendment was adopted.

Mr. Walker moved the following amendment:

Except the counties of Cass, Howard, and Pulaski;

Which amendment was adopted.

Mr. Malott moved the following amendment:

Except the county of Lawrence;

Which was adopted.

Mr. Milliken moved the following amendment:

Except the county of Dearborn;

Which amendment was adopted.

Mr. Dawson moved the following amendment:

Except the counties of Stuben, De Kalb, and Noble;

Which amendment was adopted.

Mr. Montgomery moved the following amendment:

Except the counties of Warren, Benton, Jasper, and White;

Which amendment was adopted.

Mr. Winstandley moved the following amendment:

Except the county of Floyd;

Which amendment was adopted, and

On motion by Mr. Martin,

The bill and pending amendments were laid on the table.

By Mr. Adams,

No. 11. A bill to give the Monroe Circuit Court jurisdiction of a cause therein mentioned;

Which was read a first time, and,

On motion by Mr. Adams,

The rules were suspended and the bill read a second time.

On further motion by Mr. Adams,

The rules were further suspended, and the bill considered as engrossed, read a third time, and passed.

By Mr. Woods,

No. 12. A bill legalizing the proceedings of the trustees of the corporation of Vevay;

Which was read a first time, and,

On motion by Mr. Woods,

The rules were suspended, and the bill read a second time.

On further motion by Mr. Woods,

The rules were further suspended, and the bill considered as engrossed, read a third time, and passed.

By Mr. Reid,

No. 13. A bill for the relief of certain Turnpike companies therein named ;

Which was read a first time, and,

On motion of Mr. Reid,

The rules were suspended, and the bill read a second time.

On further motion by Mr. Reid,

The rules were further suspended, and the bill considered engrossed, read a third time, and passed.

Mr. Garver offered the following resolution :

Resolved, That the Librarian be authorized and directed to purchase and furnish for the use of the Senate, at the present session, such an additional amount of stationery as may be required.

Which resolution was adopted.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That a committee of two be appointed on the part of the House, to act with a similar committee on the part of the Senate, to wait on his Excellency, Joseph A. Wright, and James H. Lane, and inform them of their election; the first to the office of Governor, the latter to the office of Lt. Governor of the State of Indiana, and to ascertain from them what time it will suit their convenience to take the oath of office.

Messrs. Dodd and Butler have been appointed that committee on the part of the House.

Which,

On motion by Mr. Miller,

Was reciprocated, and Messrs. Miller and Walpole were appointed said committee on part of the Senate.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House of Representatives, at 10 o'clock, to participate with the

House in opening the present session of the General Assembly with solemn prayer.

Whereupon, the Senate repaired in a body to the Hall of the House of Representatives, and, after hearing the prayer of the Rev. Mr. Bayless, returned to their chamber.

When,

On motion by Mr. Milliken,

The Senate resumed the consideration of the resolution of the Senate in regard to the taking of newspapers, and the amendments thereto, which resolution was pending when the subject was last under consideration;

And the question being upon the adoption of the Amendment offered by Mr. Holloway,

It was not adopted.

The question again recurring on the adoption of the resolution as amended, and,

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the Affirmative are,

Messrs. Adams, Allen, Buckles, Cornett, Dole, Eddy, Garver, Hendricks, Herod, Hubbard, McCarty, Martin, Milliken, Montgomery, Morrison, Odell, Porter, Randall, Read of Clark, Reid of Union, Rousseau, and Walker.—22.

Those who voted in the Negative are,

Messrs. Berry, Brugh, Cassatt, Conduit, Day, Dawson, English, Graham, Hamrick, Hanna, Hardin, Harvey, Holloway, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Teegarden, Walpole, Winstandley, and Woods.—23.

So the resolution was not adopted.

The President *pro tem.* laid before the Senate a communication from the Governor, enclosing a circular from the "American Association for the advancement of Science," which,

On motion by Mr. Cornett,

Was read and laid upon the table.

The President *pro tem.* laid before the Senate a communication from the Governor, enclosing the "Annual Report of the Trustees of the Indiana University," which,

On motion by Mr. Hardin,

Was laid upon the table.

The President *pro tem.* laid before the Senate a communication from the Auditor of State, in compliance with a resolution of the Senate requesting a statement of the amount of expences in regard to the Agent of State, which,

On motion by Mr. Milliken,

Was referred to a select committee heretofore appointed, to which the bill abolishing the office of Agent of State had been referred.

Mr. Montgomery offered the following resolution :

Resolved, That the Door-keeper be instructed to contract for one copy of the Tri-Weekly Sentinel, and one copy of the Daily Journal, at the usual prices, for each member of the Senate.

Mr. Milliken moved to amend by striking out the word "one" wherever it occurs, and inserting the word "three" in lieu thereof.

Whereupon, Mr. Randall moved the following amendment to the amendment :

Insert in the proper place the following words : — " Three copies of the Indiana Volksblatt."

And the question being upon the adoption of the amendment to the amendment; when,

Mr. English moved a call of the Senate ; when,

On calling the roll it was found that the Senators were all present, excepting

Messrs. Ellis, Houghton, and Morgan ; when,

Mr. English moved that the absentees be sent for ;

Which was not adopted.

When,

On motion by Mr. Harvey,

Further proceedings on the call of the Senate were suspended ; and,

The question being upon the adoption of the amendment to the amendment, and,

The ayes and noes being demanded by two Senators, were ordered.

Those who voted in the Affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Eddy, English, Evans, Garver, Graham, Hanna, Hardin, Herod, James, Lyon, McCarty, Martin, Milliken, Morrison, Odell, Randall, Read of Clark, Ried of Union, Rousseau, Sleeth, Walker, Winstandley, and Woods.
—28.

Those who voted in the Negative are.

Messrs. Cassatt, Conduit, Cornett, Day, Dawson, Dole, Hamrick, Harvey, Hendricks, Holloway, Hubbard, Huffstetter, Kinnard, Malott, Montgomery, Porter, and Teegarden.—17.

So the amendment to the amendment was adopted.

Which was read a first time and passed to a second reading.

By Mr. Walpole,

No. 16. A bill to extend the terms of the Probate Courts of certain counties therein named ;

Which was read a first time, and

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, when

Mr. Herod offered the following amendment :

Amend by inserting in the proper place the words "Bartholomew county ;"

Which amendment was adopted.

And the bill ordered to be engrossed for a third reading.

By Mr. Hamrick,

No. 17. A joint resolution on the subject of abolishing the slave trade in the District of Columbia ;

Which was read a first time and passed to a second reading.

By Mr. Reid, of U.,

No. 18. A bill to incorporate the Union Turnpike Company ;

Which was read a first time and passed to a second reading.

By Mr. Reid, of U.,

No. 19. A bill to amend an act entitled "an act to authorize a company to construct a turnpike road from the point, where the present State road leading from Oxford to Connersvills crosses the State line of Ohio and Indiana, to Connersville ;

Which was read a first time and passed to a second reading.

By Mr. Herod,

No. 20. A bill to protect from waste certain land therein mentioned ;

Which was read a first time, and

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and

Referred to select committee consisting of Messrs. Herod, Sleeth, and Hubbard.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That a committee of two be appointed on the part of the House, to act with a similar committee on the part of the Senate, to wait on the Judges of the Supreme Court, and to invite them to attend this day, at half past two o'clock, in the Hall of the House of Representatives, to be present at the inauguration of the Governor and Lieutenant Governor ;

And that Messrs. Mickle and Edwards have been appointed on the part of the House.

Which message,

On motion,

Was taken up and reciprocated, and Messrs. Hubbard and James appointed a committee on the part of the Senate.

Mr. Morrison offered the following resolution :

Resolved, That the Auditor of State be requested to communicate to the Senate, with as little delay as possible, a detailed statement of the amount of moneys audited, annually, to defray the expenses of the office of Agent of State, showing particularly the amount paid each year for the salary of the Agent, the amount of his incidental expenses and their character, the amount paid for office rent and clerk hire, and the amount paid for attorney fees, taxes, and other expenses growing out of the suspended debt;

Which was adopted.

The following resolution was offered by Mr. Morrison :

Resolved, That the use of the Senate Chamber be granted on to-morrow evening to the "Higgins Family" for the purpose of holding a concert of vocal music ;

Which was adopted.

Mr. Day presented the petition of Alfred Wilcox and others, citizens of Kosciusko county on the subject of a State Orphan Asylum, which

On motion by Mr. Day,

Was laid upon the table.

The following message was received from the House of Representatives by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House, instanter, to be present at the inauguration of the Governor and Lieutenant Governor ;

Which,

On motion,

Was reciprocated.

Mr. Ellis, the Senator from the county of Knox, appeared and took his seat.

Whereupon the Senate repaired to the Hall of the House of Representatives, where, in presence of both Houses, the oaths to support the Constitution of the United States, and the Constitution of the State of Indiana, and the oath of office, was administered to the Governor and Lieutenant Governor, by the Honorable Isaac Blackford, one of the Judges of the Supreme Court of Indiana.

After which the Governor delivered the following address :

Which was read a first time and passed to a second reading.

By Mr. Walpole,

No. 16. A bill to extend the terms of the Probate Courts of certain counties therein named ;

Which was read a first time, and

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, when

Mr. Herod offered the following amendment :

Amend by inserting in the proper place the words "Bartholomew county ;"

Which amendment was adopted.

And the bill ordered to be engrossed for a third reading.

By Mr. Hamrick,

No. 17. A joint resolution on the subject of abolishing the slave trade in the District of Columbia ;

Which was read a first time and passed to a second reading.

By Mr. Reid, of U.,

No. 18. A bill to incorporate the Union Turnpike Company ;

Which was read a first time and passed to a second reading.

By Mr. Reid, of U.,

No. 19. A bill to amend an act entitled "an act to authorize a company to construct a turnpike road from the point, where the present State road leading from Oxford to Connersvills crosses the State line of Ohio and Indiana, to Connersville ;

Which was read a first time and passed to a second reading.

By Mr. Herod,

No. 20. A bill to protect from waste certain land therein mentioned ;

Which was read a first time, and

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and

Referred to select committee consisting of Messrs. Herod, Sleeth, and Hubbard.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That a committee of two be appointed on the part of the House, to act with a similar committee on the part of the Senate, to wait on the Judges of the Supreme Court, and to invite them to attend this day, at half past two o'clock, in the Hall of the House of Representatives, to be present at the inauguration of the Governor and Lieutenant Governor ;

And that Messrs. Mickle and Edwards have been appointed on the part of the House.

Which message,

On motion,

Was taken up and reciprocated, and Messrs. Hubbard and James appointed a committee on the part of the Senate.

Mr. Morrison offered the following resolution :

Resolved, That the Auditor of State be requested to communicate to the Senate, with as little delay as possible, a detailed statement of the amount of moneys audited, annually, to defray the expenses of the office of Agent of State, showing particularly the amount paid each year for the salary of the Agent, the amount of his incidental expenses and their character, the amount paid for office rent and clerk hire, and the amount paid for attorney fees, taxes, and other expenses growing out of the suspended debt;

Which was adopted.

The following resolution was offered by Mr. Morrison :

Resolved, That the use of the Senate Chamber be granted on to-morrow evening to the "Higgins Family" for the purpose of holding a concert of vocal music ;

Which was adopted.

Mr. Day presented the petition of Alfred Wilcox and others, citizens of Kosciusko county on the subject of a State Orphan Asylum, which

On motion by Mr. Day,

Was laid upon the table.

The following message was received from the House of Representatives by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House, instantler, to be present at the inauguration of the Governor and Lieutenant Governor ;

Which,

On motion,

Was reciprocated.

Mr. Ellis, the Senator from the county of Knox, appeared and took his seat.

Whereupon the Senate repaired to the Hall of the House of Representatives, where, in presence of both Houses, the oaths to support the Constitution of the United States, and the Constitution of the State of Indiana, and the oath of office, was administered to the Governor and Lieutenant Governor, by the Honorable Isaac Blackford, one of the Judges of the Supreme Court of Indiana.

After which the Governor delivered the following address :

Senators, Representatives, and Fellow-Citizens :

Having taken the oath of office prescribed by the Constitution, suffer me to return to you, and through you to our fellow-citizens generally, my grateful acknowledgments for the confidence they have generously bestowed upon me. While I do this, I desire in this public manner to asseverate that my time and ability shall be employed in endeavoring to promote the happiness of all. Custom sanctions and enjoins that I shall briefly declare to you the views which are entertained by me, upon some of the topics which engage the attention of the people at the present period.

It is gratifying that our State during the past year, by a decisive vote, has shown a desire to favor the constitutional reforms of the age. Thirty-three years have passed away since our fathers framed for us our present excellent constitution. Under this constitution we have lived in the enjoyment of civil and religious liberty.* Our prosperity has been great—our growth rapid—and the march of improvement onward. Time has not only proved the correctness of the republican principles contained in the constitution, but it has had a tendency to show that they may be much further extended and more generally applied. The elective principle was highly valued by our fathers, and, it may be justly said, they were far in advance of our sister States of that day; but a still further advance is practicable. In order to more effectually guard against improper appointments to office, and against such as may be made with selfish motives, without reference to the welfare of the public in general, or the will of the people, the elective power may be safely substituted for the appointing power.

Another subject of primary importance is that of Common Schools. Men of intelligence can best and most safely exercise the sovereign prerogative of the elective franchise; and to secure general intelligence among men, they must begin to learn while they are children. It seems to me therefore that we should concentrate every legitimate effort to accomplish this end, bestowing all the means at our command to the promotion of this common good in the most expansive form,—that we should first endeavor to extend common schools to every neighborhood, so far as may be done without the infliction of burdensome taxes upon the people, while we leave the County Seminaries and the higher institutions of learning to individual or associated enterprise, by which it is believed they will be best sustained. Other measures will doubtless receive the consideration of the convention, among which might be named the necessary checks upon improvident legislation—suitable restraints against special or partial legislation; and a positive requirement that the titles of all bills shall fully describe the subject matter of the same—biennial sessions of the legislature—the homestead exemption—a prohibition against the borrowing of money for any purpose, beyond a given sum, unless authorized by a direct vote of the people.

We are now in the prosecution of a new system of internal improvements much preferable to the past, because it is founded upon individual capital and enterprise, and will consequently be conducted with economy and prudence. It is to be feared, however, that there is too great a disposition to carry on works of this character by the subscriptions of cities and counties. The appropriation of their revenues to such purposes, is foreign to the primary objects for which municipal corporations are organized, for which the power of taxation is granted to them; and besides may lead not only to individual but local embarrassments and difficulties similar to those in which in State became involved a few years since.

That policy is of doubtful expediency which demands the aid of the State Treasury for the revenue of cities and counties in its prosecution. It will be found that by leaving the enterprise and capital of our people free to seek investment, aided by a liberal legislation in the grants of charters, we shall be able to commence and finish those public works that will repay the capital invested, and will, in their prosecution be characterized with economy, and in due time greatly increase the resources of the State.

The legislature will, no doubt, thus aid the companies, which now are, or may hereafter be engaged in the prosecution of such works, exhibiting alike the enterprise and energy of our people, while it will be also careful to impose all needful checks and restrictions.

Intimately connected with the prosecution of these works is the faithfully keeping, on our part, inviolate, past contracts and engagements with our creditors. It will require the utmost economy and prudence to preserve the credit and contracts of the State unimpaired.

I take this occasion, in the commencement of my duties, to express to you this day, and through you to our fellow-citizens, the assurance, that no effort of mine shall be spared to keep fair the credit of the State, and faithfully to keep all our past contracts.

We should now, mutually covenant and agree with each other, as the representatives of our people, that we will maintain at any and every sacrifice, the credit of Indiana upon our past engagements; and that we will not hereafter pledge *her* faith for another dollar of public money. It is not only our duty to take this position and keep it firmly, but to go one step further. By increased property subject to taxation, as well as new objects of revenue, to be reached by judicious enactments, we may, so soon as the small amount of 6 per cent. treasury notes now outstanding is provided for, command means to create a Sinking Fund whereby the extinguishment of our State debt may be immediately thereafter commenced. And as it must require much deliberation, and perhaps the labor of more than one session, to perfect such a system, it might be well that its consideration be speedily entered upon.—With prudence and economy in our expenditures, and a proper application of what has been saved from the wreck of the past, with

the increasing objects of taxation, our State can, under such a system, commence the extinguishment of a portion of our public liabilities, and thereby soon lessen the burthens of taxation for that object, and open the way for a more enlarged system of free schools and other enterprises, that will demand the resources of our growing State. And we may be fully assured that our common constituents look with intense anxiety to the commencement of such a system, as will ultimately consummate the extinguishment of our State debt.

Within the last few years, several bills have received the sanction of the Legislature, referring claims against the State to commissioners, or other specially constituted tribunals, for adjustment or adjudication. I think the policy of such references very questionable, especially when accompanied by preambles or recitations, assuming as established, matters which should be left to be proved by evidence, thus forestalling the action of the tribunal proposedly established to investigate the merits of the case, and depriving the State of her legal defence. Ordinarily, the Legislature with its appropriate committees, possessing the power to send for persons and papers, can sufficiently investigate all claims presented by citizens against the State. If such claims are just, they should be paid, and it is much better to appropriate money directly from the Treasury for that purpose, than in this indirect mode, to cripple the Treasury by subjecting it to demands uncertain in amount, and frequently unjust in their character.

It would be much better to remove at once the privilege of the State, and allow all persons to bring suit against her in the courts, as in other cases, than thus to open the door to only a privileged few, who may by management and influence succeed in procuring a reference by this species of special legislation.

The practical effect of the reference of these supposed claims against the State, is to send them to some tribunal, not to ascertain the rights of the parties in the controversy, but usually to determine how much the State is able to bear. It would be much better for the State that the representatives should directly vote the money out of the treasury, as past experience indicates that the State has greatly suffered, when the Legislature has been persuaded to create special tribunals to settle rejected claims.

The success attending our benevolent institutions is a subject that we should be proud of; and it is your duty to sustain them by liberal appropriations. No part of the burdens upon our people are paid with more cheerfulness than those laid for sustaining the benevolent institutions of the State. While this is your duty, it is alike indispensable that suitable checks should be provided for all expenditures of money for this or any other purpose authorized by law.

While principles of economy in all public expenditures should never be lost sight of, it is equally important that we should be careful to guard ourselves against extremes. It is just and right that all

the officers in the employ of the people should receive an adequate compensation for their services—such compensation as will enlist the capable and trust-worthy.

The most wholesome laws may fail to meet the object for which they were passed, in consequence of their improper administration or incorrect interpretation. It is the part of sound policy in the administration of our laws to employ integrity and talent. We should make the compensation of those who administer justice and execute trusts sufficient, at least, for their support. Entertaining these views, it would meet my hearty approval to see the salaries of our public officers so regulated as not to confer wealth on the one hand, or poverty on the other.

A thorough geological examination of our State is alike demanded by the interest of Agriculture, Manufactures, and Commerce. We learn from the hurried and incomplete reconnoissance made by Dr. David Dale Owen, many years since, that we are rich in mineral as well as agricultural resources; that about seven thousand square miles of the great Illinois coal fields are embraced within the limits of Indiana. It is to be regretted that he was not permitted to complete his survey, which promised such rich results. That we have coal, iron, and other minerals in abundance is already known, for we have enterprizes in different quarters of the State laying hold of these elements of power and wealth. A full and practical report from an able and scientific source would disclose fully our vast agricultural and manufacturing resources; and would doubtless facilitate the companies of the State, in procuring aid to carry on the works they are so energetically pressing forward. I cannot forbear to say that it would gratify me to see this subject attracting your early and favorable attention.

There is no subject of more general complaint than the delay attending the settlements of estates in our Probate Courts; and the expense connected therewith. It is most respectfully suggested that no change which can be adopted, will bring about the reform so much required, so well as one which would make the pay of the officer administering the law, dependent somewhat on the settlement of estates; and which should operate as a mutual check upon the representative of the decedent and the court.

It is a source of complaint on the part of our fellow-citizens, that too frequently time is spent in our State legislature in the discussion of questions of a national character, that more appropriately belong to another tribunal. That these questions bring with them into your discussions angry and violent denunciations, harsh and bitter epithets, and are calculated to create party spirit and feuds, will not be denied. While the right to express the sentiments of the people of the State through their representatives on questions of a national character, will not be controverted, yet as citizens and representatives of the people, we shall find the most of our time well employed, if we will carefully and watchfully attend to the increasing and growing interests of the State. We can most profitably employ ourselves

in devising means to develop her resources—to make her municipal regulations firm and stable—and to avoid special and partial legislation. By such means we may be able gradually to reduce the principal and interest of our public debt and give an education to every child of the State. When we shall have attended to these things we shall have but little time to spend in bitter party debates. We should at least endeavor to maintain in all our discussions and intercourse with one another, a spirit of harmony, concession and compromise, not forgetting that high conservative position, as a State, that we have always occupied, avoiding alike the extremes of the north as well as the south, remembering that we are one member of this great confederacy, and that is our high mission to allay the excitement of one portion of this Union against the other, by avoiding all appeals to sectional interest.

The Wabash and Erie Canal is accomplishing, as it progresses, all that its friends predicted by the arrangements made by the State with our creditors. Its progress equals the expectation of its warmest friends. Due credit should be given to the board of trustees for the energy they have displayed in pressing forward this great work. It is your plain duty in good faith to carry out all the stipulations and agreements entered into with our creditors in connection with this work, and in no manner whatever throw any obstacles in the way of its advancement. If this work progresses the next two years as it has the past, we shall have, by that time, the waters of the lakes united with the Mississippi. We then shall have in actual operation the longest canal in the United States, carrying upon its bosom the productions of the most fertile part of the Mississippi valley. While we are thus fondly anticipating the future, the mention of this great work to-day brings to our mind the painful reflection, that one who was officially connected with its progress, and who took so deep an interest in its speedy completion, has lately fallen. Thomas H. Blake died in the midst of his usefulness, having filled a prominent place in the history of his country; he was a man of honor and integrity; he had the confidence of all who knew him, and his loss is a public one.

I repair to the station, which my fellow-citizens have assigned to me, with great diffidence acknowledging my inexperience, distrusting my own ability to accomplish the work before me. Were it not that I shall have the aid of your councils, and that of other departments of the government, and that of my fellow-citizens generally, I should shrink from its responsibilities. But trusting that we all shall devoutly look to that Being, who is alone able to impart wisdom and knowledge, that all of our acts may be done in his fear, and with a firm reliance on His blessings, I undertake the discharge of the duties, determined to make the interest of Indiana the first object of my care, and to devote all my time to her welfare.

Upon the conclusion of which, the Senate returned to their chamber.

The President *pro tem*, conducted the Lieutenant Governor to the Presidents chair, who addressed the Senate as follows :

Gentlemen of the Senate :

Elected by the people of the State, your presiding officer, I enter upon the discharge of the duties assigned me, under circumstances peculiarly embarrassing—having never held a seat in a Legislative body, I have no practical, and but a slight theoretical knowledge of the rules governing assemblies of this character.

As the honor of this State, and the interest of those you represent, are involved in the maintainance of good government here, I confidently rely upon your support, and the exercise of forbearance towards me in the many errors I am likely to commit. I will endeavor to merit this courtesy at your hands, by evincing at all times an honest intention to act impartially.

Questions of vital importance, and affecting the dearest interests of Indiana, are to be discussed and decided by you—her representatives—at this session. I hope in the discussion and determination of such questions, party prejudices may be laid aside—party lines disregarded—party feelings forgotten, and that the interests of our beloved State alone may influence every word uttered, and every deed done within these walls.

On my part, I assure you, in advance, although elevated to this honorable position mainly by the suffrages of that party with whom it has heretofore been my pride and pleasure to act—whose principles I always expect to maintain—as your presiding officer, partizan feelings will find no abiding place with me, except when called upon to give a casting vote on questions involving party principles. Such a contingency is not likely to occur; but, should I be placed in that position, my vote will unhesitatingly be cast in accordance with the whole tenor of my past political life.

I trust, gentlemen, our session will be brief and harmonious, and our intercourse one with another marked by courtesy and kindness. I avail myself of this opportunity to tender to your constituents—the people of Indiana—my sincere thanks for the distinguished honor they have conferred on me.

On motion by Mr. Berry,
The Senate adjourned.

THURSDAY MORNING, DECEMBER 6TH, 1849.

The Senate met.

The journal of the preceding day was read.

The President laid before the Senate the Reports of several of the Branches of the State Bank of Indiana ; which,

On motion by Mr. Holloway,
Were laid upon the table.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

By Mr. Millikin,

No. 21. A bill in relation to the duties of Auditor and Supervisors of Highways in Dearborn county.

Which was read a first time, and,

Passed to a second reading.

Mr. Hubbard presented the petition of the President and Directors of the Rushville and Shelbyville Rail Road Company ; which,

On motion by Mr. Hubbard,

Was referred to a select committee, consisting of

Messrs. Hubbard, Evans, and Sleeth.

Mr. Hubbard also introduced the following bill.

No. 22. A bill to amend the charter of the Rushville and Shelbyville Rail Road Company.

Which was read a first time, and,

On motion by Mr. Hubbard,

The rules were suspended,

The bill read a second time, and,

Referred to the same select committee to which was referred the petition on the same subject.

Mr. Cornett made the following report from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of Leana Wilkinson and others, have had the same under consideration, and directed me to report the following bill and recommend its passage:

No. 23. A bill for the relief of Amasa Hazen and Leana Wilkinson.

Was read a first time, and,

Passed to a second reading.

BILLS INTRODUCED.

By Mr. Harvey.

No. 24. A bill in relation to the making of inventories by Executors and Administrators.

Which was read a first time, and

Passed to a second reading.

By Mr. Evans,

No. 25. A bill to extend the time of holding the Circuit Court in and for the county of Henry.

Which was read a first time, and

Passed to a second reading.

By Mr. Reid of U.,

No. 27. A joint resolution concerning the institution of slavery in the territories of California and New Mexico.

Which was read a first time, and

Passed to a second reading.

By Mr. Walpole,

No. 20. A bill to amend an act to incorporate the Central Plank Road Company.

Which was read a first time, and

Passed to a second reading.

By Mr. Holloway,

No. 30. A bill to repeal section 251 of chapter 40, of article 10, of the Revised Statutes of 1843.

Which was read a first time, and

Passed to a second reading.

Mr. Lyon made the following report from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of sundry citizens of Fountain county, praying for the creation of a state road from Covington, in said county, to Greencastle, in Putnam county, have had the same under consideration, and directed me to report the following bill and recommend its passage.

No. 26. A bill to locate a state road in the counties of Fountain, Montgomery, and Putnam.

Was read a first time, and

Passed to a second reading.

Mr. Herod made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 20, entitled "a bill to protect from waste certain lands therein

mentioned," have directed me to report the same back to the Senate without amendment, and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

Mr. Hubbard made the following report from a select committee:

MR. PRESIDENT :

The select committee to which was referred the petition of the Rushville and Shelbyville Rail Road Company, and annexed bill, have had the same under advisement, and have directed me to report the same back to the Senate without amendment, and recommend the passage of said bill.

And,

On motion by Mr. Millikin,

The bill was laid upon the table.

Mr. Teegarden made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred the petition of William Andrews and others, of Laporte county, praying the repeal of a certain act therein named, have had the same under consideration, and instruct me to report the accompanying bill and recommend its passage.

No. 28. A bill to regulate and change the mode of selecting petit jurors in Laporte county ;

Was read a first time, and passed to a second reading.

Mr. Evans presented the petition of sundry citizens of the county of Henry, asking the amendment of a certain act therein named ;

Which,

On motion by Mr. Evans,

Was referred to a select committee, consisting of

Messrs. Evans, Garver, and Buckles.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the House will, the Senate concurring therein, proceed to the election of Bank Director on the part of the State, on Saturday next, at 10 o'clock, A. M.

In which the concurrence of the Senate is respectfully requested.

Which,

On motion by Mr. Randall,
Was concurred in by the Senate.

On motion by Mr. Harvey,
The Senate adjourned.

Two o'clock, P. M.

The Senate met.

Mr. Evans offered the following resolution :

Resolved, That the Principal and Assistant Secretaries of the Senate be authorized to employ such assistance as is necessary in the discharge of their respective services.

Which was adopted.

Mr. Hendricks introduced the following bill :

No. 31. A bill declaring the meaning of a certain act therein described ;

Which was read a first time and passed to a second reading.

Mr. Cornett presented the petition of John Klouter, asking for relief ; which,

On motion by Mr. Cornett,

Was referred to a select committee, consisting of
Messrs. Cornett, Berry, and Milliken.

Mr. McCarty introduced the following bill :

No. 32. A bill to extend the time of holding Commissioners' Court in Marion county ;

Which was read a first time and passed to a second reading.

Mr. McCarty offered the following resolution :

Resolved, That Kellogg & Yandes be allowed to substitute, in the Senate Chamber, "Race's Patent Self-regulating Stove" for those now in use ; and that they be required to remove the same and replace those now in use, if Senators are not satisfied with the economy and comfort of the patent stoves ; all of which shall be done at their expense, without inconvenience to the Senate.

Which was adopted.

Mr. Lyon introduced the following bill :

No. 34. A bill to amend an act entitled "An act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16th, 1849 ;

Which was read a first time and passed to a second reading.

Mr. Hamrick offered the following resolution :

Resolved, That the Senate will, the House of Representatives concurring therein, proceed to the election of Superintendant of the New Albany and Vincennes Road, on Saturday next, at two o'clock, P. M. ;

Which was adopted.

Mr. Evans made the following report from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of sundry citizens of Henry county, asking an amendment of a certain act therein named, have had the same under consideration and authorized me report the accompanying bill and recommend its passage.

No. 33. A bill to amend the 18th section of article 3, chapter 5, of the Revised Statutes of 1843 ;

Which was read a first time, and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the followed engrossed bill of the Senate without amendment :

No. 9. An act to amend an act entitled "An act to incorporate the Madison and Napoleon Turnpike Company."

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the House will, the Senate concurring therein, proceed to elect Superintendant of the northern division of the Central Canal, on Saturday, at 2 o'clock, P. M.

In which the concurrence of the Senate is respectfully requested.

Which,

On motion by Mr. Cornett,

Was laid on the table.

Mr. Woods introduced the following bill :

No. 34. A bill relating to the docket of Bela Hearick, a justice of the peace in Posey township, Switzerland county ;

Which was read a first time, and

On motion by Mr. Woods,

The rules were suspended, and the bill read a second time, and Ordered to be engrossed for a third reading.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof:

No. 18. An act to extend the term of the Circuit Court of Marion county authorized to be begun and held on the last Monday in October in the year 1849.

In which the concurrence of the Senate is respectfully requested.

And the bill in the said message contained, entitled

No. 18. A bill to extend the term of the Circuit Court of Marion county authorized to be begun and held on the last Monday in October, in the year 1849,

Was read a first time, and

On motion by Mr. McCarty,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of Messrs. McCarty, Hubbard, and Dole.

Mr. McCarty presented the remonstrance of Hugh O'Neal and others, members of the Bar of the Marion Circuit Court, remonstrating against the Legislature prolonging the time of holding said Court;

Which,

On motion by Mr. McCarty,

Was referred to the same select committee to which the bill on that subject was referred.

Mr. Houghton, Senator from the counties of Daviess and Martin, appeared and took his seat.

On motion by Mr. Ellis,

The Senate adjourned.

FRIDAY MORNING, DECEMBER 7th, 1849.

The Senate met.

The Journal of the preceding day was read.

Mr. McCarty made the following report from a select committee:

MR. PRESIDENT:

The select committee to whom was referred, bill of the House, No. 18, entitled, "an act to extend the time of holding the Circuit Court in the county of Marion," together with a remonstanc on the same subject, has had the same under consideration, and have directed me to report the same bill back to the Senate, and recommend passage.

Which report was concurred in, and the bill read a second time, and,

On motion by Mr. McCarty,

The rules were suspended, the bill read a third time, and passed.

Mr. Read of C. introduced the following bill:

No. 36. A bill to amend chapter thirty, section twenty-nine, of the Revised Code of 1843 ;

And,

On motion by Mr. Read of C.,

The bill was read a first time, and passed to a second reading.

Mr. Hamrick moved,

That the Senate do reconsider the resolution offered on yesterday, by Mr. McCarty, in regard to Kellogg & Yandes furnishing the Senate Chamber with patent air-tight stoves, and

The question being on the reconsideration of the resolution,

It was reconsidered ; and,

The question again recurring on the adoption of the resolution,

It was not adopted.

Mr. Randall presented the petition of Anthony F. Yagers, praying for relief therein mentioned ;

Which,

On motion by Mr. Randall,

Was referred to a select committee, consisting of

Messrs. Randall, Eddy, and Martin.

The President made the following announcement to the Senate :

Order of Business to be observed during the present session, by the Senate, unless otherwise changed by the Senate :

- I. Reading of the Journal.
- II. Petitions, Memorials, and Remonstrances.
- III. Reports from Standing Committees, as follows, to-wit:
 1. On Elections.
 2. On Finance.
 3. On Judiciary.
 4. On Federal Relations.
 5. On Education.
 6. On Military Affairs.

7. On Roads.
8. On Canals and Internal Improvements.
9. On the Affairs of the Town of Indianapolis.
10. On Claims.
11. On the State Prison.
12. On the State Library.
13. On Public Buildings.
14. On the State Bank.
15. On Manufactures.
16. On the Canal Fund.
17. On Agriculture.
18. On Corporations.
19. On Unfinished Business.
20. On the Benevolent Institutions of the State.

IV. Reports from Select Committees.

V. Resolutions of the Senate.

VI. Joint Resolutions.

VII. Bills.

VIII. Orders of the Day.

The committees on enrolled and engrossed bills, and joint committees, are not restricted by the preceding rules, but may report at any time.

On motion by Mr. Miller,

Ordered, That two hundred copies of the order of business be printed for the use of the Senate.

The President also laid before the Senate his appointment of the following standing committees of the Senate, during the present session :

STANDING COMMITTEES.

ON ELECTIONS.

Messrs. Holloway, James, Kinnard, Day, Allen, Conduit, Teegarden, Brugh, and Adams.

ON FINANCE.

Messrs. Garver, English, Hendricks, Martin, Ellis, Rousseau, Morrison, Winstandley, and Dole.

ON THE JUDICIARY.

Messrs. Buckles, Reid of Union, Herod, Walpole, Harvey, Sleeth, Ellis, Hanna, and Randall.

ON FEDERAL RELATIONS.

Messrs. Berry, Hanna, Hendricks, Montgomery, Graham, Reid of Union, Porter, Lyon, and Day.

ON EDUCATION.

Messrs. Morrison, Woods, Randall, Holloway, Harvey, Eddy, Reid of Union, Rousseau, and Cornett.

ON MILITARY AFFAIRS.

Messrs. Adams, Graham, Cornett, Rousseau, Miller, Hubbard, Cassatt, Huffstetter, and Odell.

ON CANALS AND INTERNAL IMPROVEMENTS.

Messrs. Walpole, Graham, Porter, Hendricks, English, Hubbard, Millikin, Reid of Union, Holloway, Herod, Malott, Conduit, Hanna, Hamrick, Montgomery, Lyon, Walker, Eddy, Martin, and Brugh.

ON ROADS.

Messrs. Hardin, Ellis, Lyon, Dole, Walker, Morgan, Allen, Houghton, and Huffstetter.

ON THE AFFAIRS OF THE TOWN OF INDIANAPOLIS.

Messrs. McCarty, Sleeth, Harvey, Hardin, Conduit, Garver, Morgan, Kinnard, and Allen.

ON CLAIMS.

Messrs. English, Martin, Read of Clark, Houghton, Dawson Hendricks, Hubbard, Cornett, and Buckles.

ON STATE PRISON.

Messrs. Read of Clark, Brugh, Odell, Montgomery, Walker, Teegarden, Morgan, Malott, and Evans.

ON UNFINISHED BUSINESS.

Messrs. Harvey, Montgomery, Malott, Kinnard, Cassatt, and Conduit.

ON STATE LIBRARY.

Messrs. Randall, Eddy, Herod, Walker, and Porter.

ON PUBLIC BUILDINGS.

Messrs. Evans, McCarty, Brugh, Hubbard, Read of C., Odell, Dole, Malott, and Adams.

ON STATE BANK.

Messrs. Dawson, Winstandley, Walpole, Cornett, Berry, Millikin, Morrison, Rousseau, and Hendricks.

ON MANUFACTURES.

Messrs. Ellis, Martin, Hamrick, James, Eddy, Winstandley, Garver, Teegarden, and Day.

ON AGRICULTURE.

Messrs. Millikin, Martin, Montgomery, Holloway, Houghton, Woods, Odell, Allen, and Evans.

ON CORPORATIONS.

Messrs. Miller, Millikin, Lyon, Cornett, Porter, Berry, Hanna, McCarty, and Hubbard.

ON BENEVOLENT INSTITUTIONS.

Messrs. Sleeth, Evans, Woods, Herod, Read of Clark, Day, Teegarden, Hendricks, and English.

ON ENROLLED BILLS.

Messrs. Hamrick, Reid of Union, and Woods.

ON ENGROSSED BILLS.

Messrs. Cassatt, Brugh, and Lyons.

JOINT COMMITTEES.

ON PUBLIC BUILDINGS.

Messrs. Huffstetter, Walker, Teegarden, Conduit, Dole, James, and Hamrick.

ON CANAL FUND.

Messrs. Graham, Porter, and Malott.

ON STATE LIBRARY.

Messrs. Reid of Union, Eddy, and Hanna.

On motion by Mr. Miller,

Ordered, That two hundred copies of the foregoing be printed for the use of the Senate.

The President laid before the Senate a communication from the Auditor of State, in answer to a Resolution of the Senate in regard to the expenses of the Agent of State.

Whereupon,

Mr. Miller moved to lay the same on the table ;

Which was adopted.

Whereupon,

Mr. Holloway moved that five hundred copies thereof be printed for the use of the Senate ; and

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are.

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Conduit, Cornett, Day, Dawson, Dole, Eddy, Ellis, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinnard, Lyon, Malott, McCarty, Martin, Miller, Montgomery, Morrison, Odell, Porter, Randall, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, and Walpole—38.

Those who voted in the negative are,

Messrs. Berry, English, Hanna, Huffstetter, Millikin, Read of Clark, Winstandley, and Woods—8.

So it was ordered that five hundred copies of the same be printed for the use of the Senate.

Mr. Dawson presented the petition of George Donaldson and other citizens of Lagrange county, in regard to school lands; which,

On motion by Mr. Dawson,

Was referred to the committee on education.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 3. An act to compel non-resident land owners to pay a road tax equal to that paid by resident proprietors ;

No. 4. An act to authorize the Board of Commissioners of Howland county to borrow money ;

No. 20. An act for the improvement of highways in Boone county ;

No. 31. An act to regulate the holding of circuit courts in certain counties in the third judicial circuit ;

No. 44. An act to change the name of Reastine Cox ;

In which the concurrence of the Senate is respectfully requested.

Which,

On motion by Mr. Herod,

Was taken up ;

And bill in said message contained, entitled,

No. 3. An act to compel non-resident land owners to pay a tax equal to that paid by resident proprietors,

Was read a first time and passed to a second reading.

And bill in said message contained, entitled,

No. 4. An act to authorize the Board of Commissioners of Howard county to borrow money,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 20. An act for the improvement of highways in Boone county,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 31. An act to regulate the holding of circuit courts in certain counties in the third judicial circuit,

Was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Herod,

The rules were further suspended, the bill read a third time and passed.

And bill in said message contained, entitled,

No. 44. An act to change the name of Reastine Cox,

Was read a first time and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have concurred in the resolution of the Senate, providing for going into the election of Superintendent of the New Albany and Vincennes Road on Saturday next at 2 o'clock, P. M., with one amendment:

Strike out "2 o'clock, P. M.," and insert in lieu thereof, "11 o'clock, A. M.;"

In which amendment the concurrence of the Senate is respectfully requested.

Whereupon,

On motion by Mr. Randall,

The Senate concurred in said amendment.

The President laid before the Senate a communication from the Agent of State, inclosing his annual report; which,

On motion by Mr. Cornett,

Was laid upon the table, and five hundred copies ordered to be printed.

The President laid before the Senate the report of the Branch Bank at Indianapolis; which,

On motion by Mr. Walpole,

Was referred to the committee on the State Bank.

Mr. Walpole moved to take from the table the reports of the

Branches of the State Bank, and refer the same to the committee on the State Bank ;

Which was ordered.

The President laid before the Senate the report of the Superintendent of Common Schools ;

Which was referred to the committee on education.

The President laid before the Senate the annual report of the Trustees and Superintendent of the Indiana State Asylum for the Education of the Deaf and Dumb ; which,

On motion by Mr. Morrison,

Was referred to the committee on benevolent institutions ; and,

On motion by Mr. Morrison,

Ordered, That five hundred copies thereof be printed for the use of the Senate, and five hundred copies for the use of the Trustees and Superintendent of the Asylum.

On motion by Mr. Hubbard,

No. 22. A bill to amend the charter of the Rushville and Shelbyville Railroad Company ;

Was taken from the table, and

Referred to the committee on corporations.

Mr. James presented the petition of the citizens of Posey county in regard to the pay of the probate judge of said county ; which,

On motion by Mr. James,

Was referred to a select committee, consisting of

Messrs. James, Miller, and Read.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House, instanter, to go into the election of a Treasurer and Auditor of State, and that seats be provided for their accommodation on the right of the Speaker's chair.

Which,

On motion by Mr. Walpole,

Was reciprocated, and Messrs. Walpole and Miller appointed tellers on behalf of the Senate.

Whereupon the Senate repaired to the Hall of the House of Representatives, and proceeded, in joint convention with the House, to the election of Auditor of State in the place of the present incumbent, whose term of office is about to expire.

Messrs. Walpole and Miller acting as tellers on the part of the Senate, and,

Messrs. Allen and Robinson of Decatur, as tellers on the part of the House.

Upon counting the first balloting, it appeared that—

Erastus W. H. Ellis received	-	-	-	85 votes.
Douglass Maguire received	-	-	-	63 votes.
Blank,	-	-	-	1 vote.

Erastus W. H. Ellis having received a majority of all the votes given, was declared by the President duly elected Auditor of State, to serve as such for the term of three years from and after the expiration of the term of service of the present incumbent, and until his successor shall be duly elected and qualified.

Thereupon the joint convention proceeded to the election of a Treasurer of State ;

Messrs. Walpole and Miller acting as tellers on the part of the Senate, and,

Messrs. Allen and Robinson of Decatur, acting as tellers on the part of the House.

Upon counting the first balloting, it appeared that—

James P. Drake received	-	-	-	85 votes.
Samuel Hannah received	-	-	-	60 votes.
Blank,	-	-	-	4 votes.

James P. Drake having received a majority of all the votes given, was declared by the President duly elected Treasurer of State, to serve as such for the term of three years from and after the expiration of the term of service of the present incumbent, and until his successor shall be duly elected and qualified.

Thereupon, the President declared the convention adjourned *sine die*—when the Senate returned to their chamber.

The President laid before the Senate a communication from the State Librarian, accompanied by his report ;

Which was read ; and

Referred to the committee on the State Library.

Mr. Martin introduced the following bill :

No. 37. A bill for the relief of Betsy Ann Simpson.

Which was read a first time, and,

On motion by Mr. Martin,

The rules were suspended, and the bill read a second time, and

Referred to the committee on the Judiciary.

Mr. Reid of U. introduced the following bill:

No. 38. A bill to incorporate the Old School Presbyterian Church of Dunlapville.

Which was read a first time, and,

On motion by Mr. Reid,

The rules were suspended, the bill read a second time, and

Referred to a select committee to consist of

Messrs. Reid of U., Hubbard, and Walpole.

Mr. Holloway introduced the following bill :

No. 39. A bill in relation to taxing lands recently sold by the General Government.

Which was read a first time, and,

On motion by Mr. Holloway,

The rules were suspended, the bill read a second time, and

Referred to the committee on Finance.

Mr. Graham introduced the following bill :

No. 40. A bill to incorporate the Trustees of the Princeton Female College.

Which was read a first time, and,

On motion by Mr. Graham,

The rules were suspended, the bill read a second time, and

Referred to the committee on Corporations.

Mr. Allen introduced the following bill :

No. 41. A bill authorizing the Clerk of the Circuit Court of Montgomery county to take acknowledgments of deeds and other instruments of writing in certain cases.

Which was read a first time, and

Passed to a second reading.

Mr. Randall introduced the following bill :

No. 42. A bill to incorporate the Fort Wayne Fire and Marine Insurance Company.

Which was read a first time, and

Passed to a second reading.

Mr. Herod introduced the following bill :

No. 43. A bill amendatory of the act relative to the practice in courts of law, and also the acts in force relative to the sale of lands upon execution.

Which was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and

Referred to the Judiciary committee.

Mr. Buckles asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill No. 5, defining the duties of Auditor and Treasurer of the county of Delaware, has had the same under consideration, and directed me to report the following amendment: strike out all after the enacting clause, and insert the following, and when so amended recommend its passage:

SEC. 1. That it shall, from and after the first Monday in June next, be the duty of the county Auditor and county Treasurer and Collector of the county of Delaware, annually to report to the Board of county Commissioners of said county the full and complete amount of the fees, perquisites, salaries, and per centage of their respective offices, now allowed by law, for the year immediately preceding their said reports.

SEC. 2. It shall be the duty of said Auditor and Treasurer, in their said reports, to specify particularly the kind and amount of services, together with the amount of fees, per centage, and perquisites received or due for each item of service which said reports shall be verified by the oath or affirmation of the said Auditor and Treasurer respectively.

SEC. 3. It shall be the duty of said Board of Commissioners to cause said reports when so made, to be entered at full length upon the order book of said Board, and a copy thereof, certified by the Clerk of said Board, to be posted up in some conspicuous place in the Clerk's office of the Circuit Court of said county.

SEC. 4. The said fees, salaries, and per centage so reported by said Auditor and Treasurer shall be, and are hereby constituted, a fund for the payment of said Auditor and Treasurer and Collector respectively, for their services as such officers.

SEC. 5. It shall be the duty of the said Board of Commissioners to make an allowance to said Auditor, payable out of the said fees, salary, and per centage, so reported by said Auditor, annually, of five hundred dollars, provided the said fees, salary, per centage, &c., of his said office amount to that sum; if not, then said full allowance shall be for the full amount of said fees, salary, per centage, &c., which said allowance, when so made, shall be a full payment for all the services by law required of him as said Auditor.

SEC. 6. It shall be the duty of the said Board of Commissioners to make an allowance to said Treasurer or Collector, payable out of the said fees, salary, per centage, &c., so reported by said Treasurer and Collector, annually, of five hundred dollars, provided the said fees, salary, per centage, &c., of his said office amount to that sum; if not, then said allowance shall be for the full amount of said fees, salary, per centage, &c., which said allowance, when made, shall be a full payment for all the services by law required of him as such Treasurer and Collector.

SEC. 7. The overplus of said fund, if any exists after the payment of the allowances in the fifth and sixth sections of this act specified, shall be, and the same is hereby constituted a part of the county revenue of said county of Delaware, subject to the same laws, rules, and regulations that now govern the collection and disbursement of county revenue of said county, provided, however, that said Board of Commissioners may, upon suggestion accompanied by quarterly reports by said Auditor and Treasurer, or either of them, make quarterly allowances to said Auditor and Treasurer or either of them, payable as specified in section five and six of this act, for their services as such during the quarter immediately preceding said report—provided further, that said quarterly allowances shall in no instance exceed the said sum of five hundred dollars, for one year's services.

SEC. 8. All laws and parts of laws contravening the provisions of this, be, and the same are hereby repealed.

SEC. 9. This act shall be in force from and after its passage.

Which report was concurred in and the amendment adopted, and the bill ordered to be engrossed for a third reading;

Mr. Randall asked and obtained leave to make the following report from a select committee:

MR. PRESIDENT :

The select committee to whom was referred the petition of Anthony F. Yager, for relief, have had the same under consideration, and have directed me to report the accompanying bill, and respectfully recommend its passage.

No. 44. A bill for the relief of Anthony F. Yager ;
Was read a first time, and passed to a second reading.
Mr. Adams introduced the following resolution :

Resolved, That the committee on roads be instructed to inquire into the expediency of so amending the one hundred and thirtieth section of the act of the 16th January, 1849, in relation to roads, so as to make it discretionary with the county boards to order surveys of roads, only when deemed necessary, and that they report by bill or otherwise.

Which was adopted.

Mr. Sleeth offered the following resolution:

Resolved, That the Senate will, the House of Representatives concurring therein, go into the election of President Judge for the 5th Judicial Circuit of Indiana, on to-morrow, at 10 o'clock, A. M.

Mr. Hardin moved to amend, as follows :

Strike out the words "Saturday, 10 o'clock, A. M.," and insert, "Monday next, at 10 o'clock, A. M."

Which amendment was adopted,

And the resolution as amended was adopted.

On motion by Mr. Adams,

The Senate adjourned.

Two o'clock, P, M.

Senate met.

Mr. Hamrick introduced the following joint resolution :

No. 45. A joint resolution on the subject of the National Monument, at Washington ;

Which,

On motion by Mr. Hamrick,

Was read a first time, and passed to a second reading.

Mr. Hubbard introduced the following bill:

No. 46. A bill to amend an act, entitled, "an act to revise and consolidate the several acts of the General Assembly, relative to laying out and repairing, changing and vacating public highways, and the erection and repair of bridges, and to amend the same," approved January 16th, 1849.

Which was read a first time, and passed to a second reading.

ORDERS OF THE DAY.

Bills on their Second Reading.

No. 16. A bill to extend the terms of the Probate Courts of certain counties;

When,

Mr. Hubbard moved to amend as follows:

Insert in the proper place the word "Rush;"

Which amendment was unanimously adopted, and

The bill read a third time, and passed.

No. 20. A bill to protect from waste, certain lands therein mentioned;

Which was read a third time, and passed.

No. 35. A bill relating to the Docket of Bela Hearick, a justice of the peace in Posey township, Switzerland county;

Which was read a third time, and passed.

BILLS AND JOINT RESOLUTIONS.

On their Second Reading.

No. 2. A joint resolution relative to slavery in the United States;

When,

Mr. Miller moved to refer the same to the committee on federal relations.

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the Affirmative are:

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, Garver, Graham, Huffstetter, James, Kinnard, Lyon, Malott, Martin, Miller, Millikin, Morrison, Odell, Randall, Read of Clark, Reid of Union, Sleeth, Walker, Winstandley, and Woods—26.

Those who voted in the Negative are :

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Porter, Rousseau, Teegarden, and Walpole—19.

So the joint resolution was referred to the committee on federal relations.

No. 7. A bill to amend an act entitled an act to incorporate the Milton and Waterloo turnpike company ;

Which was read a second time, and referred to the committee on corporations.

No. 8. A bill for the relief of Jeremiah T. Draper ;

Which was read a second time ; and,

The question being, shall the bill be engrossed for a third reading ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Conduit, English, Garver, Graham, Hendricks, Herod, Holloway, Houghton, Hubbard, Hufstetter, James, McCarty, Martin, Miller, Montgomery, Odell, Porter, Read of Clark, Rousseau, Sleeth, Walker, Walpole, and Woods—26.

Those who voted in the negative are,

Messrs. Buckles, Cornett, Day, Dawson, Dole, Eddy, Ellis, Evans, Hamrick, Harvey, Kinnard, Lyon, Malott, Morrison, Porter, Reid of Union, Teegarden, and Winstandley—18.

No. 14. A bill to amend an act to incorporate the Anderson Collegiate Institute ;

Was read a second time, and referred to the committee on corporations.

No. 15. A bill to amend an act entitled an act to incorporate the Lake Michigan, Logansport, and Ohio River railroad company, approved 17th February, 1848 ;

Was read a second time, and ordered to be engrossed for a third reading ; when,

Mr. Cassatt proposed the following amendment :

Insert in the proper place the following proviso : —“ Provided said survey and location shall not terminate at any point on the Peru and Indianapolis railroad.”

Which amendment was, by unanimous consent, adopted.

No. 17. A joint resolution on the subject of abolishing the slave trade in the District of Columbia ;

Was read a second time, and referred to the committee on federal relations.

No. 18. A bill to incorporate the Union Turnpike Company ;

Was read a second time, and

Referred to the committee on corporations.

No. 19. A bill to amend an act entitled "an act to authorize a company to construct a Turnpike road from the point where the present State road leading from Oxford to Connersville crosses the State line of Ohio and Indiana ;

Which was read a second time, and

Ordered to be engrossed to a third reading.

No. 27. A bill in relation to the duties of Auditor and Supervisors of highways in Dearborn county ;

Which was read a second time, and

Ordered to be engrossed to a third reading.

No. 23. A bill for the relief of Amasa Hazen and Leana Wilkinson ;

Was read a second time, and

On motion by Mr. Cornett,

Was laid upon the table.

No. 24. A bill in relation to the making of inventories by executors and administrators ;

Was read a second time, and

Referred to the judiciary committee.

No. 25. A bill to extend the times of holding the Circuit Court in and for the county of Henry ;

Was read a second time, and

Ordered to be engrossed for a third reading.

No. 26. A bill to locate a State road in the counties of Fountain, Montgomery, and Putnam ;

Which was read a second time, and

On motion by Mr. Lyons,

The rules were suspended, the bill considered engrossed, read a third time, and passed.

No. 37. A joint resolution concerning the institution of slavery in the territories of California and New Mexico ;

Was read a second time, and

Referred to the committee on federal relations.

No. 28. A bill to regulate and change the mode of selecting petit jurors in Laporte county ;

Was read a second time, and

Ordered to be engrossed to a third reading.

No. 29. A bill to amend an act entitled "an act to incorporate the Central Plank Road Company" ;

Which was read a second time, and

Referred to a select committee consisting of Messrs. Hamrick, Walpole, McCarty, and Harvey.

No. 30. A bill to repeal section 351 of chapter 40 of article 10 of the Revised Statutes of 1843,

Was read a second time, when,
Mr. Miller moved to indefinitely postpone said bill ;
And the ayes and noes being demanded by two Senators, they
were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Cornett, Ellis, English, Graham, Hamrick, Harvey, Hendricks, Herod, Houghton, Huffstetter, James, Kennard, Lyon, Malott, Miller, Morrison, Porter, Read of Clark, Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods—29.

Those who voted in the negative are,

Messrs. Buckles, Cassatt, Dole, Eddy, Evans, Garver, Holloway, Hubbard, McCarty, Martin, Millikin, Montgomery, Odell, Randall, and Reid of Union—15.

So the bill was indefinitely postponed.

No. 31. A bill declaring the meaning of a certain act therein described ;

Which was read a second time, and referred to a select committee, consisting of

Messrs. Hendricks, Holloway, and Cassatt.

No. 32. A bill to extend the time of holding the commissioners' court of Marion county ;

Was read a second time and ordered to be engrossed for a third reading.

No. 33. A bill to amend the 18 section of article 3, chapter 5, of the Revised Statutes of 1843 ;

Which was read a second time and referred to the committee on elections.

No. 34. A bill to amend an act entitled "An act to define the jurisdictions of justices of the peace in the several counties therein named," approved January 16, 1849 ;

Which was read a second time and referred to the judiciary committee.

Mr. Hamrick was excused from serving on the committee on enrolled bills.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled bill of the House :

No. 31. An act to regulate the holding of circuit courts in certain counties in the third judicial circuit;

Which I am directed to bring to the Senate for the signature of the President thereof.

Mr. Miller introduced the following bill:

No. 47. A bill to amend article 7 of chapter 45 of the Revised Statutes;

Which was read a first time and passed to a second reading.

Mr. Conduit introduced the following resolution:

Resolved, That the judiciary committee be instructed to inquire and report as follows: whether it is provided by law that the collectors of the revenue shall proceed to sell real estate for delinquent taxes without first exhausting the personal property of the delinquent; and also whether it would be lawful to make the personal property of resident tenants liable to sale for the payment of delinquent taxes due on the real estate which they may occupy, before proceeding to sell said real estate.

Which was adopted.

Mr. Millikin offered the following resolution:

Resolved, That the committee on finance be instructed to inquire into the expediency of letting the folding and stitching of documents to the lowest bidder;

Which was adopted.

Mr. Reid of U., offered the following resolution:

Resolved, That the committee on the Judiciary be instructed to inquire into the expediency of reporting a bill for the purpose of legalizing all devises of lands, or legacies of money, or other personal property, bequeathed in any last will and testament to any charitable use, in which no legal trustee is named; and also to establish and report a rule by which the said devises and legacies may be inquired into and carried out according to the said last will and testament.

Which was adopted.

Mr. Berry offered the following resolution:

Resolved, That the judiciary committee be instructed to inquire into the expediency of providing by law, for the appointment or election of a reporter of the decisions of the Supreme Court of this State.

Which was adopted.

On motion by Mr. Hamrick,
The Senate adjourned.

SATURDAY MORNING, DECEMBER 8, 1849.

Senate met.

The Journal of the preceding day was read and corrected.

The President laid before the Senate the third annual report of the Trustees of the Institute for the education of the Blind ; which,

On motion by Mr. Graham,

Was referred to the committee on Benevolent Institutions, and five hundred copies of the same ordered to be printed for the use of the Senate, and five hundred for the use of the Institution.

The President announced to the Senate that Mr. Hubbard be appointed on the standing committee on enrolled bills, in place of Mr. Hamrick.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. McCarty,

The petition of O. H. Smith, President of the Indianapolis and Bellefontaine Railroad Company, asking for amendments to said charter, accompanied by a bill ;

All of which,

On motion by Mr. Buckles,

Were referred to a select committee, consisting of Messrs. McCarty, Brugh, Garver, and Buckles.

By Mr. McCarty,

The petition of Samuel Henderson setting forth the loss of a certificate of purchase for a certain real property in Indianapolis ;

Which was read ; and,

On motion by Mr. McCarty,

Referred to the committee on the judiciary.

Mr. Reid of Union made the following report from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred bill No. 38, entitled " An act to incorporate the Old School Presbyterian Church at Dunlapville," have, according to the order of the Senate, had the same under consideration, and have directed me to report the same back to the Senate without any amendment, and to respectfully recommend its passage :

No. 38. A bill to incorporate the Old School Presbyterian Church of Dunlapville,

Was read a second time, and ordered to be engrossed for a third reading.

Mr. Hendricks made the following report from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred bill No. 31, of the Senate, have directed me to report the same back without amendment, and recommend its passage :

No. 31. A bill declaring the meaning of a certain act therein described ;

Which was reported back, and ordered to be engrossed for a third reading.

Mr. Reid of Union offered the following resolution :

Resolved, That the judiciary committee be instructed to inquire into the propriety of changing the law governing sales of personal property under execution, so as to allow said personal property to be sold for one half the appraisement; to satisfy all contracts made from and after the 1st day of January next.

Which was adopted.

BILLS AND JOINT RESOLUTIONS INTRODUCED.

By Mr. Dawson,

No. 48. A joint resolution on the subject of slavery ;

Which was read a first time, and passed to a second reading.

By Mr. Hollaway,

No. 49. A joint resolution on the subject of the slave trade in the District of Columbia ;

Which was read a first time, and passed to a second reading.

By Mr. Read of Clark,

No. 50. A joint resolution relative to the election of United States Senator ;

Which was read a first time, and passed to a second reading.

By Mr. Sleeth,

No. 51. A bill authorizing the consolidation of Railroad Companies ;

Which was read a first time, and passed to a second reading.

By Mr. Holloway,

No. 52. A bill to authorize the Governor, Auditor, and Treasurer of State to borrow a sum of money, not exceeding \$100,000, to pay the interest due on the funded debt on the first day of January, 1850 ;

Which was read a first time, and,

On motion by Mr. Holloway,

The rules were suspended, and the bill read a second time, and Referred to the committee on Finance.

By Mr. Winsteadly,

No. 53. A bill to amend section eighty-two, chapter six, of the Revised Statutes of 1843, extending the use of the State Library to Professors and Teachers.

Which was read a first time, and passed to a second reading.

By Mr. Lyon,

No. 54. A bill to extend the time of holding the sessions of the Board of county Commissioners of Fountain county.

Which was read a first time, and passed to a second reading.

Mr. Martin asked and obtained leave to make following report from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of George Lotterer, have had the same under consideration—have examined all the testimony in the case, and have become fully convinced that the prayer of said petition should be granted. They have therefore instructed me to report the accompanying bill and earnestly recommend its passage.

A bill for the relief of George Lotterer, of Lagrange county.

Was read a first time, and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled bill thereof :

No. 18. An act to extend the term of the Circuit Court of Marion county, authorized to be began and held on the last Monday in October, 1849.

Which I am directed to bring to the Senate for the signature of the President thereof.

Mr. Morrison offered the following resolution :

Resolved, That the Senate proceed instanter, with closed doors, to the election of Bank Director.

When Mr. Porter moved the following amendment :

Add "that the House be informed thereof."

Which was adopted.

And the resolution as amended was adopted.

The Senate then, according to order, proceeded with closed doors, to the election of a Director of the State Bank of Indiana, on the

part of the State, in the place of William K. Rochester, whose term of service is about to expire.

Messrs. Randall and Rousseau acting as tellers.

Upon counting the first balloting, it appeared that

Parmenter M. Parks received	-	-	27 votes.
James Sweitzer received	-	-	19 votes.
Scattering, - - - - -	-	-	2 votes.

Parmenter M. Parks having received a majority of all the votes given, was declared by the President duly elected on the part of the Senate, a Director of the State Bank of Indiana, on the part of the State, for the term of four years from and after the expiration of the term of service of the said William K. Rochester.

Ordered, That the Secretary of the Senate inform the House of Representatives thereof by sealed message.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to deliver to the Senate the accompanying sealed message in relation to the election of a Bank Director on the part of the State, to the State Bank of Indiana.

Which was taken up, and,

On motion,

The Senate proceeded to open and consider the following sealed message from the House :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that at an election held by the House of Representatives, with closed doors, in pursuance of a resolution of the two Houses for the purpose of electing a Director of the State Bank of Indiana, to serve as such for the term of four years from and after the expiration of the term of the present incumbent, William K. Rochester, Esq., Parmenter M. Parks received on the first ballot a majority of all the votes given, and was thereupon declared duly elected on the part of the House of Representatives, a Director of the State Bank of Indiana, to serve as such during the term of four years from and after the term of service of the present incumbent, William K. Rochester, Esq.

JOHN M. LORD,
Principal Clerk House of Representatives.

The two Houses having agreed in their choice of a Bank Director, in the place of William K. Rochester, Esq., Parmenter M. Parks was declared by the President duly elected a Director of the State Bank of Indiana on the part of the State, to serve as such for the term of four years from and after the term of service of the said William K. Rochester, Esq.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment.

No. 11. To give the Monroe Circuit Court jurisdiction of a cause therein named.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That a committee of two be appointed on the part of the House, to act with a similar committee on the part of the Senate, whose duty it shall be to examine the Bonds surrendered to the Agent of State at New York, since his last annual communication, and report the facts in the case to this General Assembly.—And that Messrs. Hicks and Wilson have been appointed on the part of the House.

Which message,

On motion by Mr. Hamrick,

Was reciprocated, and

Messrs. Hamrick and Lyon appointed a committee on the part of the Senate.

Mr. Holloway introduced the following resolution :

Resolved, That when the Senate adjourns, it will adjourn to meet on Monday morning at 9 o'clock.

Which resolution was adopted.

On motion by Mr. Cornett,

Ordered, That five hundred copies of the report of State University be printed for the use of the Senate.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House, instantler, to go into the election of an Agent of the New Albany and Vincennes Turnpike Road, and that seats be prepared for them on the right of the Speaker's chair.

Which,

On motion by Mr. Harvey,

Was reciprocated, and

Messrs. Harvey and Dawson appointed tellers on part of the Senate.

The Senate then, preceded by their President, repaired in a body to the Hall of the House of Representatives, and in joint convention with the House of Representatives, proceeded to the election of a Superintendent of the New Albany and Vincennes Turnpike Road, in place of the present Superintendent, whose term of office is about to expire.

Messrs. Harvey and Dawson acting as tellers on part of the Senate, and

Messrs. Niblack and Robinson of Decatur acting as tellers on part of the House.

Upon counting the first ballot, it appeared that

Joel Vandever received	-	-	-	92 votes.
Michael O'Reiley received	-	-	-	44 votes.
Scattering, -	-	-	-	10 votes.

Joel Vandever having received a majority of all the votes given, was declared by the President duly elected Superintendent of the New Albana and Vincennes Turnpike Road, to serve as such for the term of two years, from and after the term of service of the present incumbent.

Thereupon, the President declared the Convention adjourned *sine die*.

When the Senate returned to their chamber.

On motion by Mr. Harvey,

The Senate adjourned until next Monday morning at 9 o'clock.

MONDAY MORNING, DECEMBER 10th, 1849.

The Senate met.

The Journal of Saturday was read and corrected.

Mr. Reid of U., from the committee on enrolled bills, made the following report:

MR. PRESIDENT :

The committee on enrolled bills beg to report that bill No. 9, being an act to amend an act to incorporate the Madison and Napoleon Turnpike Company, has been examined by said committee, and found to be a true and correct copy of the original bill, and that the same has been correctly enrolled.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have concurred in the resolution of the Senate, to go into the election of a President Judge for the Fifth Judicial Circuit of Indiana, on Monday, the 10th day of December, 1849, at 10 o'clock, A. M.

PETITIONS, MEMORIALS, AND REEMONSTRANCES, PRESENTED.

By Mr. Read of C.

The petition of Benjamin C. Fuller and others, asking for compensation for arresting and detecting certain persons, charged with murder, in the county of Clark.

Which,

On motion by Mr. Read of C.,

Was referred to the committee on claims.

By Mr. Morrison,

The petition of Nathaniel Stevens and others, for a state road from Mt. Carmel in Washington county, to Fredericksburgh, on the New Albany and Vincennes road.

Which was read, and referred to the committee on roads.

By Mr. Woods,

The petition of S. R. Dekernan, praying the Legislature to pass a law to dissolve the marriage contract now existing between her and Francis Dekernan.

Which was read, and,

On motion by Mr. Woods,
Was referred to a select committee, consisting of
Messrs. Woods, Cornett, and Millikin.

By Mr. Cornett,
The petition of Elija Stark, concerning the collection of Revenue
Which,

On motion by Mr. Cornett,
Was referred to the committee on finance.

By Mr. Hanna,

A petition from the citizens of Clay county, praying for the passage of a law incorporating Samuel Miles, Merryman Elkin, and Jesse Fuller, and their successors in office as a body politic and corporate, of perpetual duration, under the name and style of the Bowling Green Navigating and Manufacturing Company.

Which was read, and,

On motion by Mr. Hanna,
Referred to the committee on the judiciary.

On motion by Mr. Day,

Ordered, That the petitions of the citizens of Kosciusko and of Madison counties, on the subject of a State Orphan Asylum, be taken from the table, and referred to the committee on benevolent institutions.

Mr. James made the following report from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of John Pitcher and others, citizens of Posey county, Indiana, have had the same under consideration, and have directed me to report the following bill, and recommend its passage.

No. 56. A bill to increase the salary of the Probate Judge of Posey county, in the State of Indiana.

Which was read a first time and passed to a second reading.

RESOLUTIONS INTRODUCED.

By Mr. Millikin,

Resolved, That the committee on finance be instructed to inquire into the expediency of repealing that part of Chap. 12, Sec. 5, that exempts lands sold by the United States from taxation.

Which was adopted.

By Mr. Reid of U.,

Resolved, That the committee on corporations be instructed to inquire into the propriety of examining the several leading charters heretofore created and granted in favor of Turnpike Companies, and

digest and report by bill a general law for the Government of said Companies all over the State.

Which was adopted.

By Mr. Cornett,

Resolved, That the judiciary committee be instructed to inquire into, and report to the Senate, whether there is any contract existing between the State and the lessees of water power on the northern division of the central canal by which the State is bound to keep said canal in repair; and whether said lessees are in arrears for rents; and also whether the rents are sufficient to keep said canal in repair and pay the salary of a Superintendent.

Which was adopted.

By Mr. Dole,

Resolved, That the judiciary committee be instructed to inquire into the expediency of the passage of a general homestead law, with leave to report by bill or otherwise.

Which was adopted.

By Mr. Dole,

Resolved, That the judiciary committee be instructed to inquire into the expediency of so changing the execution laws as to require real estate to be sold on execution at two-thirds of its appraised value, and that personal property, when selected by the plaintiff at two-thirds of its appraised value, and when turned out by the defendant to sell without appraisal, and that they be required to report at as early a day in the session as convenient.

Which was adopted.

By Mr. Graham,

Resolved, That one thousand copies of the inaugural address of his Excellency Joseph A. Wright, be printed for the use of the Senate.

When,

Mr. Miller moved to amend as follows, insert in the proper place "five hundred in the German language."

Which amendment was adopted.

Whereupon,

Mr. Ellis moved to further amend, by inserting in the proper place the words "five hundred copies in the French language, provided the same can be printed before the adjournment of the present session."

Which amendment was adopted.

And the question being on the adoption of the resolution as amended, and

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the Affirmative are,

Messrs. Adams, Allen, Brugh, Dole, Eddy, Ellis, English, Evans, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Huffstetter, James, Lyon, Malott, Miller, Morrison, Odell, Randall, Read of Clark, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, and Woods.—31.

Those who voted in the Negative are,

Messrs. Cornett, Day, Dawson, Garver, Hanna, Hardin, Kinnard, McCarty, Martin, Millikin, Montgomery, Porter, and Walpole—13.

So the resolution as amended, was adopted.

By Mr. Hanna,

Resolved, That the judiciary committee be instructed to inquire into the expediency of repealing the law authorizing the election of prosecuting attorneys by the several counties, and substituting the plan of electing by the people of judicial circuits, and that they report by bill or otherwise ;

Which was adopted.

By Mr. Garver,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of repealing so much of section 6 of an act entitled an act to extend the jurisdiction of justices of the peace in certain criminal cases, approved February 16th, 1848, as authorizes the jailor, on the filing of certain affidavits therein mentioned, to discharge the prisoner ;

Which was adopted.

By Mr. Reid of Union,

Resolved, That the judiciary committee be instructed to inquire into the propriety of reporting a rule for the appraisement and sale of real estate, subject to dower, when ordered to be sold on execution or decree of court, so that the same shall be appraised and valued as if without any incumbrance, and that one-third of the amount thereof be retained as a lien thereon, until the death of the wife, when the said amount retained be brought into court subject to the order of the court, (in the event of the husband surviving the wife,) otherwise, the right of the wife to her dower in said lands, to remain unimpaired, provided she is the survivor ;

Which was adopted.

JOINT RESOLUTIONS INTRODUCED.

By Mr. Montgomery,

No. 57. A joint resolution on the subject of postage ;

Which was read a first time, and passed to a second reading.

By Mr. Hanna,

No. 58. A joint resolution relative to the soldiers of the late war with Great Britain ;

Which was read a first time, and passed to a second reading.

By Mr. Randall,

No. 59. A bill to exempt property to the value of six hundred dollars from levy and sale on execution, and distress warrant ;

Which was read a first time, and passed to a second reading.

By Mr. Garver,

No. 60. A bill to exempt a homestead from forced sale in certain cases ;

Which was read a first time, and passed to a second reading.

By Mr. Odell,

No. 61. A bill for the relief of William Shelby, deceased ;

Which was read a first time, and passed to a second reading.

By Mr. Brugh,

No. 62. A bill to amend the act entitled an act to increase and extend the limits of common schools ;

Which was read a first time, and passed to a second reading.

By Mr. Miller,

No. 63. A bill more effectually to protect the rights of females ;

Which was read a first time, and passed to a second reading.

By Mr. Allen,

No. 64. A bill to extend the time of holding the sessions of the board of county commissioners of Montgomery county ;

Which was read a first time, and passed to a second reading.

By Mr. Reid of Union,

No. 65. A bill for the relief of the colored population of the State of Indiana ;

Which was read a first time, and passed to a second reading.

By Mr. Berry,

No. 66. A bill to amend an act, entitled " An act to incorporate the Moscow and Bloominggrove Turnpike Company ;"

Which was read a first time, and passed to a second reading.

By Mr. Berry,

No. 67. A bill to amend the act, entitled " An act to change the time of holding the probate court in Franklin county," approved February 15, 1848 ;

Which was read a first time, and passed to a second reading.

By Mr. Huffstetter,

No. 68. An act to amend an act, entitled " An act to change the mode of electing grand jurors in the county of Orange ;

Which was read a first time, and passed to a second reading.

By Mr. Porter,

No. 69. A bill to enable the Trustees of the Harrison county Seminary to convey certain lots therein named ;

Which was read a first time, and passed to a second reading.

By Mr. Reid of Union,

No. 70. A bill to amend an act, entitled "An act to incorporate the White Water Valley Canal Company," approved January 20, 1842;

Which was read a first time, and passed to a second reading.

By Mr. Sleeth,

No. 71. A bill to amend an act, entitled "An act to amend an act to incorporate the Knightstown and Shelbyville Rail Road Company;"

Which was read a first time, and passed to a second reading.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate:

No. 9. An act to amend an act, entitled "An act to incorporate the Madison and Napoleon Turnpike Company;"

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution:

Resolved, That the Senate be invited to attend in the Hall of the House of Representatives instantler, to proceed to the election of a President Judge of the 5th Judicial Circuit of the State of Indiana, and that seats be provided for their accommodation on the right of the Speaker's chair.

Which,

On motion by Mr. Ellis,

Was reciprocated.

And Messrs. Martin and Holloway appointed tellers on the part of the Senate.

The Senate then repaired to the Hall of the House of Representatives to proceed to the election of President Judge of the Fifth Judicial Circuit.

The joint convention of the two Houses of the General Assembly of the State of Indiana, then proceeded to ballot for a President Judge of the Fifth Judicial Circuit. Messrs. Martin and Holloway acting as tellers on the part of the Senate, and Messrs. Dodd and Graves on the part of the House of Representatives;

When on counting the first ballot it appeared that—

William W. Wick received,	-	-	-	93 votes.
F. M. Finch received,	-	-	-	25 votes.
John L. Ketchum received,	-	-	-	10 votes.
Blank,	-	-	-	15 votes.
Scattering,	-	-	-	2 votes.

William W. Wick having received a majority of all the votes given, was declared duly elected President Judge of the Fifth Judicial Circuit, for the term of seven years from and after the expiration of the term of the present incumbent.

The President of the convention then pronounced the same adjourned *sine die*.

The Senate then returned to their chamber.

The President laid before the Senate a communication from the Warden of the State Prison, accompanied by his Annual Report, which,

On motion of Mr. Read of C.,

Was laid upon the table, and

Ordered, That three hundred copies thereof be printed for the use of the Senate, and two hundred copies thereof for the use of the Warden.

The President laid before the Senate the Annual Report of the President of the State Bank of Indiana ; which,

On motion by Mr. Millikin,

Was referred to the committee on the State Bank, and five hundred copies ordered to be printed for the use of the Senate.

The President also laid before the Senate a communication from the President of the State Bank, accompanied by the report of the Commissioners of the Sinking Fund ; which was,

On motion by Mr. Millikin,

Referred to the committee on the State Bank.

On motion by Mr. Martin,

The Senate adjourned.

Two o'clock, P. M.

The Senate met.

ORDERS OF THE DAY.

Bills and Joint Resolutions on their Third Reading.

No. 5. A bill defining the duties of Auditor and Treasurer of the county of Delaware;

Was read a third time and passed.

No. 15. A bill to amend an act entitled "an act to incorporate the Lake Michigan, Logansport, and Ohio River Railroad Company;"

Was read a third time and passed

No. 19. A bill to amend an act entitled "an act to authorize a company to construct a turnpike road from the point where the present State road, leading from Oxford to Connersville, crosses the State line of Ohio and Indiana, to Connersville;"

Was read a third time and passed.

No. 21. A bill entitled an act defining the duties of auditor and treasurer, and supervisor of highways, in the county of Dearborn;

Which was read a third time and passed.

No. 25. A bill to extend the time of holding the circuit court in and for the county of Henry;

Which was read a third time and passed.

No. 28. A bill to regulate and change the mode of selecting petit jurors in the county of Laporte;

Which was read a third time and passed.

No. 31. A bill declaring the meaning of a certain act, entitled "an act to amend an act to authorize the people of the several townships of the several counties to prohibit the retailing of spirituous liquors," approved January 28, 1847, so far as the same relates to the county of Wabash, approved January 16, 1849;

Which was read a third time and passed.

No. 32. A bill to extend the time of holding commissioners' courts in Marion county;

Which was read a third time and passed.

No. 38. A bill to incorporate the Old School Presbyterian Church of Dunlopville, in the county of Union and State of Indiana;

Which was read a third time and passed.

No. 8. A bill for the relief of Jeremiah T. Draper;

When,

Mr. Sleeth moved a call of the Senate;

Which was ordered.

The call having been proceeded with, all the Senators answered to their names, except Messrs. Berry, Cassatt, Conduit, Dole, Ellis, Garver, Graham, Hamrick, Hanna, Hardin, Houghton, Hubbard, Huffstetter, Malott, Miller, Odell, Randall, Reid of U., Rousseau, Walker, Walpole, and Winstandley; when,

Mr. McCarty moved that the absentees be sent for;

Which was not adopted.

On motion by Mr. Harvey,

Mr. Morgan was excused; when,

On motion by Mr. Porter,

The further call was suspended.

And the question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are.

Messrs. Adams, Allen, Brugh, Cassatt, Dole, English, Garver, Graham, Hardin, Hendricks, Herod, Holloway, Houghton, Huffstetter, James, McCarty, Martin, Miller, Millikin, Montgomery, Odell, Randall, Read of Clark, Rousseau, Sleeth, Teegarden, Walker, and Woods—28.

Those who voted in the negative are,

Messrs. Buckles, Cornett, Day, Dawson, Eddy, Ellis, Evans, Hamrick, Hanna, Harvey, Kinnard, Lyon, Morrison, Porter, and Reid of Union—14.

So the bill passed.

BILLS AND JOINT RESOLUTIONS ON THEIR SECOND READING.

No. 3. An act (of House,) to compel non-resident land owners to pay a road tax equal to that paid by resident proprietors;

Was read a second time, and

Referred to a select committee, consisting of

Messrs. Martin, Eddy, and Dawson.

No. 4. An act (of House,) to authorize the Board of Commissioners of Howard county to borrow money;

Was read a second time, and ordered to a third reading.

No. 20. An act (of House,) for the improvement of highways in Boone county;

Which was read a second time, and ordered to a third reading.

No. 44. A bill (of House,) to change the name of Reastine Cox.

Which was read a second time, and ordered to a third reading.

No. 36. A bill to amend chapter 30, section 29, of the Revised Code of 1843;

Was read a second time, and referred to the committee on the judiciary.

No. 41. A bill authorizing the clerk of the Circuit Court of Montgomery county to take acknowledgments of Deeds and other instruments of writing in certain cases;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 42. A bill to incorporate the Fort Wayne Fire and Marine Insurance Company;

Was read a second time, and referred to the committee on corporations.

No. 44. A bill for the relief of Anthony F. Yager;

Was read a second time, and ordered to be engrossed for a third reading.

No. 45. A joint resolution on the subject of the National Monument at Washington;

Which was read a second time, and,

On motion by Mr. Harvey,

Referred to the judiciary committee, with the following instruction: "To inquire into the constitutionality of appropriating money by joint resolution."

No. 46. A bill to amend an act entitled an act to revise and consolidate the several acts of the General Assembly, relative to laying out, opening, repairing, changing, and vacating public highways, and the erection and repair of bridges, and to amend the same, approved January 16th, 1849;

Which was read a second time, and,

On motion by Mr. Holloway,

Referred to the committee on roads.

No. 47. A bill to amend article 7 of chapter 5 of the Revised Statutes of 1843;

Which was read a second time, and,

On motion,

Was referred to the judiciary committee.

No. 48. A joint resolution on the subject of slavery;

Was read a second time, and referred to the committee on federal relations.

No. 49. A joint resolution on the subject of the slave trade in the District of Columbia;

Which was read a second time, when

Mr. Miller moved to refer the same to the committee on federal relations, and

The ayes and noes being demanded by two Senators, were ordered.

Those who voted in the Affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Garver, Graham, Hanna, Hardin, Huffstetter, James, Lyon, Martin, Miller, Morrison, Randall, Read of Clark, Reid of Union, Sleeth, Walker, Winstandley, and Woods—25.

Those who voted in the Negative are.

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Kinnard, McCarty, Milliken, Montgomery, Odell, Porter, Rousseau, Teegarden, and Walpole—22.

So the joint resolution was referred to the committee on federal relations.

No. 50. A joint resolution relative to the election of United States Senator;

Which was read a second time, and,

On motion,

Was referred to the committee on elections.

No. 51. A bill to authorize the consolidation of rail road companies ;

Was read a second time, and referred to a select committee consisting of

Messrs. Sleeth, Eddy, and Hubbard.

No. 53. A bill to amend section 82, chapter 6, of the Revised Statutes of 1843, extending the use of the State Library to professors and teachers ;

Which was read a second time, and,

On motion by Mr. Winstandley,

Referred to the committee on the State Library.

No. 54. A bill to extend the time of holding the sessions of the board of county commissioners of Fountain county ;

Which was read a second time, and,

On motion,

Ordered to be engrossed for a third reading.

No. 55. A bill for the relief of George Sotterer, of Lagrange county ;

Which was read a second time, and,

On motion by Mr. Martin,

Referred to the judiciary committee.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 5. An act to authorize the county commissioners of Clark county to establish an additional place of holding elections in Wood township of said county ;

No. 16. An act to define the jurisdiction of justices of the peace of the county of Vermillion ;

No. 17. An act to repeal an act therein named ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled

No. 5. A bill (of the House) to authorize the county commissioners of Clark county to establish an additional place of holding elections in Wood township of said county ;

Which was read a first time, and ordered to a second reading.

And bill in said message entitled

No. 16. A bill (of the House) to define the jurisdiction of justices of the peace in the county of Vermillion ;

Which was read a first time, and passed to a second reading.

No. 17. A bill (of the House) to repeal an act therein named ;

Which was read a first time, and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed joint resolution thereof :

No. 46. A joint resolution on the subject of the national monument at Washington ;

In which the concurrence of the Senate is respectfully requested.

And joint resolution in said message entitled

No. 46. A joint resolution (of the House) on the subject of the national monument at Washington ;

Which was read a first time, and passed to a second reading.

Mr. Ellis made the following report from the committee on finance :

MR. PRESIDENT :

The committee on finance, to whom had been referred Senate bill No. 50, upon the subject of borrowing \$100,000 to pay the interest due on the funded debt of January 1st, 1850, have instructed me to report the same to the Senate, with the following amendment, and upon its adoption recommend its passage :

Amendment referred to in the foregoing report :

Add the following sections :

SEC. 3. *Be it further enacted*, That the Governor, Auditor, and Treasurer of State be authorized to borrow from the Branches of the State Bank of Indiana, a further sum, not exceeding one hundred thousand dollars, which sum so provided shall be appropriated to the payment of the installment of interest due on the funded debt of the State, of January 1st, 1850.

SEC. 4. *Be it further enacted*, That said money so borrowed under the provisions of the preceeding section, shall be re-paid to such Branches as may lend the same, out of any money in the Treasury not otherwise appropriated, and that the whole shall be re-paid by the 1st of April, 1851.

This act to take effect and be in force from and after its passage.

Which report was concurred in, and,

The amendments adopted.

Whereupon, Mr. Cassatt proposed the following amendments :

Amend by inserting after the words "one hundred," in the first section of the bill, the words "twenty-five." And after the figures "1850," in the said first section, insert the words, "and for the re-

demption of any and all canal scrip that may be unredeemed and not canceled by the Trustees of the Wabash and Erie Canal."

And the following additional section :

"Sec. 3. It shall be the duty of the Treasurer to redeem any and all of the canal scrip that may be presented at his office, by paying cash to the amount of both principal and interest that may be due upon the same : *Provided*, That the amount of scrip so redeemed shall not exceed twenty-five thousand dollars."

Which amendments,

On motion by Mr. Harvey,
Were laid upon the table ; and,

On motion by Mr. Ellis,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

Whereupon, Mr. Ellis moved to amend the title to said bill as follows :

Strike out the words " not exceeding \$100,000."

Which was adopted.

On motion,

Mr. Miller was excused from serving on the committee on military affairs, and Mr. Kinnard was appointed in his stead.

The President laid before the Senate a communication from one of the Branches of the State Bank ; which,

On motion,

Was referred to the committee on the State Bank.

Mr. Reid of Union made the following report from the committee on enrolled bills :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate, Nos. 1, 6, and 11, with the engrossed, and find them correctly enrolled.

On motion by Mr. Randall,

The Senate adjourned.

TUESDAY MORNING, DECEMBER 11, 1849.

The Senate met.

The Journal of the preceding day was read and corrected.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the followed enrolled acts of the Senate :

No. 1. An act for the relief of Chris. Miller, of the county of Tippecanoe ;

No. 6. An act for the relief of Charles Warner ;

No. 11. An act to give the Monroe circuit court jurisdiction of a cause therein named ;

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Cornett,

Ordered, That the memorial of "The American Association for the advancement of Science," be taken from the table ;

And,

On motion by Mr. Cornett,

Referred to the committee on education.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Reid of Union,

The memorial of Walter Edgerton, on the behalf of Yearly Meeting of the Society of Friends, for the relief of colored people, together with three petitions of the citizens of Wayne and Union counties on the same subject ; which,

On motion by Mr. Reid,

Were referred to a select committee, consisting of Messrs. Reid of Union, Evans, and Brugh.

By Mr. Evans,

The petition of citizens of Henry county, on the subject of relief to the colored population of this State ; which,

On motion,

Was referred to the same select committee to which were referred like petitions of the citizens of Union and Wayne counties.

By Mr. Brugh,
The petition of citizens of Randolph county on the same subject ;
which,

On motion by Mr. Brugh,
Was referred to the same select committee.

Mr. Millikin presented a petition praying the repeal a certain law
in relation to the poor of Dearborn county ;

Which was referred to a select committee, consisting of
Messrs. Millikin, Cornett, and Woods.

By Mr. Kinnard,
The petition of the Delphi and Frankfort Plank Road Company,
asking the right of owning certain real estate ;

Which was read, and,

On motion by Mr. Kinnard,
Referred to a select committee, consisting of
Messrs. Kinnard, Odell, and Allen.

REPORTS FROM STANDING COMMITTEES.

Mr. Holloway made the following report from the committee on
elections :

MR. PRESIDENT :

The committee on elections, to whom was referred bill of the Senate, No. 33, entitled " An act to amend the 18th section of article 3, chapter 5, of the Revised Statutes of 1843," have had the same under consideration, and have unanimously directed me to report the same back to the Senate, and recommend its passage.

No. 33. A bill to amend the 18th section of article 3, chapter 5, of the Revised Statutes of 1843,

Was reported back, and ordered to be engrossed for a third reading.

Mr. Buckles made the following report from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee, to whom was referred bill No. 37, for the relief of Betsey Ann Simpson, have had the same under consideration, and directed me to report the same back to the Senate without amendment, and recommend its passage.

Which report was concurred in.

No. 37. A bill for the relief of Betsey Ann Simpson ;

Was reported back, and ordered to be engrossed for a third reading.

Mr. Harvey made the following report from the committee on the judiciary :

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 24, entitled, "A bill in relation to the making of inventories by executors and administrators," have had the same under consideration, and instructed me to report said bill back to the Senate and recommend its passage.

Which report was concurred in.

No. 24. A bill in relation to the making of inventories by executors and administrators ;

Was reported back and ordered to be engrossed for a third reading.

The following message was recived from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate without amendment :

No. 13. An act for the relief of certain Turnpike Companies therein named ;

No. 20. An act to protect from waste certain lands therein named.

REPORTS FROM SELECT COMMITTEES.

Mr. Cornett made the following report from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of John Kluter of the county of Ripley, have had the same under consideration, and directed me to report the following bill and recommend its passage.

Which report was concurred in.

No. 72. A bill for the relief of Herman Henry Kluter and Frederick William Kluter, of the county of Ripley, Indiana;

Was read a first time and passed to a second reading.

Mr. Woods made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred the petition of Sibil R. Dekerman and others, have had the same under consideration, and have directed me to report the following bill and recommend its passage.

Which report was concurred in.

No. 73. A bill for the relief of Sibil R. Dekerman.

Was read a first time and passed to a second reading.

RESOLUTIONS INTRODUCED.

By Mr. Hendricks,

Resolved, That the Agent of State be and he is hereby respectfully requested to give the Senate any information in his possession whereby expense can be saved to the State in the management of the business of the agency.

Which was adopted.

By Mr. Reid of U.,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency of consolidating all school laws into one volume, and that the said laws be simplified as much as possible and amended without changing the fundamental principles thereof.

Which was adopted.

By Mr. Millikin,

Resolved, That the committee on education be instructed to inquire into the expediency of reducing the compensation allowed County Auditors and Treasurers for the discharge of duties imposed by an act to increase and extend the benefits of common schools.

Which was adopted.

By Mr. Morrison,

Resolved, That the Auditor of State be requested to lay before the Senate a statement of the expenses consequent on the loan authorised by the last General Assembly to pay the deficit of interest due on the funded debt of the State.

Which was adopted.

By Mr. Morrison,

Resolved, That the committee on finance be instructed to enquire into the expediency and practicability of so amending the revenue laws as to provide for the payment into the State Treasury of one-half of the revenue of the current year, prior to the first day of January, with leave to report by bill or otherwise.

Which was adopted.

JOINT RESOLUTIONS INTRODUCED.

By Mr. Walpole,

No. 74. A joint resolution relating to the three per cent. fund ;

Which was read a first time and passed to a second reading.

By Mr. Miller,

No. 75. A joint resolution on the subject of the new territories acquired from Mexico;

Which was read a first time and passed to a second reading.

By Mr. Teegarden,

No. 76. A joint resolution on the subject of the Michigan City Harbor;

Which was read a first time and passed to second reading.

BILLS INTRODUCED.

By Mr. Adams,

No. 77. A bill to amend the charter of the Columbus, Nashville, and Bloomington Railroad Company;

Which was read a first time, and

On motion by Mr. Adams,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Rousseau,

No. 78. A bill providing for changes of venue in the Probate Courts of this State;

Which was read a first time and passed to a second reading.

By Mr. Millikin,

No. 79. A bill for the relief of Terrence McManis;

Which was read a first time, and

On motion by Mr. Milliken,

The rules were suspended, the bill read a second time, and

Referred to the committee on claims.

By Mr. Herod,

No. 80. A bill to extend the power of the President and Trustees of the town of Columbus;

Which was read a first time, and,

On motion by Mr. Herod,

Passed to a second reading.

By Mr. Conduit,

No. 81. A bill authorizing the Board doing county business for the county of Morgan to continue in session ten days, at their March and June terms;

Which was read a first time and passed to a second reading.

By Mr. Holloway,

No. 82. A bill to amend an act entitled "an act to incorporate the city of Richmond, in Wayne county, Indiana," approved February 24, 1840;

Which was read a first time and passed to a second reading.

By Mr. Hendricks,

No. 83. A bill to consolidate and publish in one act the several acts and parts of acts that now incorporate the Madison and Napoleon Turnpike Company;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rule was suspended and the bill read a second time, and referred to the committee on corporations.

By Mr. Porter,

No. 84. A bill fixing the salaries of the Trustees of the Wabash and Erie Canal ;

Which was read a first time and passed to a second reading.

By Mr. Millikin,

No. 85. A bill to amend an act entitled "an act to incorporate the Rushville and Lawrenceburg Railroad Company," passed at the 32d session of the General Assembly of the State of Indiana ;

Which was read a first time and passed to a second reading.

By Mr. Hubbard,

No. 86. A bill to vacate part of a street therein designated ;

Which was read a first time and passed to a second reading.

By Mr. Walker,

No. 87. A bill to incorporate the Logansport Insurance Company ;

Which was read a first time and passed to a second reading.

By Mr. Porter,

No. 88. A bill to repeal a certain act therein named ;

Which was read a first time and passed to a second reading.

By Mr. Huffstetter,

No. 89. A bill to locate a State road in the counties of Martin, Orange, and Crawford ;

Which was read a first time and passed to a second reading ;

By Mr. Dawson,

No. 90. A bill to compel speculators to pay a road tax equal to that paid by actual settlers in Noble county ;

Which was read a first time and passed to a second reading.

By Mr. Sleeth,

No. 91. A bill to amend the 138th section of the 45th chapter of the Revised Statutes of 1843 ;

Which was read a first time and passed to a second reading.

Mr. Berry moved to reconsider the vote taken on last Friday, by which bill of Senate entitled,

No. 30. A bill to repeal section 251 of chapter 40 of article 10 of the Revised Statutes,

Was indefinitely postponed.

And the question being on reconsidering the vote,

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Buckles, Cassatt, Conduit, Eddy, English, Evans, Garver, Graham, Hardin, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Lyon, McCarty, Martin, Miller, Millikin, Montgomery, Odell, Randall, Reid of U., Rousseau, Sleeth, Teegarden, Walker, Winstandley, and Woods—34.

Those who voted in the negative are,

Messrs. Adams, Cornett, Day, Dawson, Dole, Ellis, Hamrick, Houghton, Huffstetter, Kinnard, Malott, Porter, and Read of C.—13.

So the same was reconsidered.

And the question being on the indefinite postponement, when, Mr. Miller withdrew the motion to indefinitely postpone, and moved to amend as follows :

“Except the counties of Gibson, Pike, and Dubois from the provisions of the bill.”

When,

Mr. Rousseau moved to refer the bill and pending amendment to the same select committee to which had been referred the petitions on the same subject; when,

Mr. Porter moved to indefinitely postpone said bill.

Pending which,

On motion by Mr. Hanna,

The Senate adjourned.

Two o'clock, P. M.

The Senate met.

When the Senate resumed the consideration of the question pending at the adjournment, and,

The question being on the indefinite postponement, and,

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Cornett, Dole, Ellis, English, Graham, Hamrick, Hanna, Hardin, Hendricks, Herod, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morrison, Porter, Read of C., Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods—30.

Those who voted in the negative are,

Messrs. Brugh, Buckles, Conduit, Day, Dawson, Eddy, Evans, Garver, Harvey, Holloway, Hubbard, McCarty, Martin, Millikin, Montgomery, Odell, Randall, and Reid of U.—18.

So the bill and amendments were indefinitely postponed.

BILLS INTRODUCED.

By Mr. Hubbard,

No. 92. A bill to amend an act incorporating the Junction Railroad Company;

Which was read a first time and passed to a second reading.

By Mr. Ellis,

No. 93. A bill in relation to costs in certain cases.

Which was read a first time and passed to a second reading.

By Mr. Hubbard,

No. 94. A bill to repeal the first clause of section 175, chapter 40, of the Revised Statutes of 1843.

Which was read a first time, and passed to a second reading.

The President laid before the Senate a communication from the President of the Board of Trustees of the Hospital for the Insane, enclosing the first annual report of the Commissioners and Medical Superintendent thereof; which,

On motion by Mr. Montgomery,

Was laid upon the table.

When,

Mr. Montgomery moved that "five hundred copies thereof be printed for the use of the Senate, and one thousand for the use of the Hospital."

Which was not adopted.

Whereupon,

Mr. Montgomery moved that "eight hundred be printed for the use of the Hospital, and five hundred for the use of the Senate."

Which was not adopted.

Whereupon,

Mr. Montgomery moved that "five hundred copies be printed for the use of the Hospital, and five hundred for the use of the Senate."

Which was adopted.

The Senate then proceeded to

ORDERS OF THE DAY.

Bills on their third reading.

No. 4. A bill (of the House,) to authorize the Board of Commissioners of Howard county to borrow money;

Which was read a third time and passed.

No. 20. A bill (of House,) for the improvement of highways in Boone county;

Was read a third time, and,

On motion by Mr. Hardin,

Referred to the committee on roads, with the following instructions: "to make the first section general."

No. 44. A bill (of the House,) to change the name of Reastine Cox;

Which was read a third time and passed.

No. 44. A bill for the relief of Anthony F. Yager;

Which was read a third time and passed.

No. 54. A bill extending the time of holding the sessions of the Board of County Commissioners in the county of Fountain;

Which was read a third time and passed.

Bills on their second reading.

No. 56. A bill to increase the salary of the Probate judge of Posey county, in the State of Indiana;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 57. A joint resolution on the subject of postage;

Which was read a second time, and,

On motion by Mr. Montgomery,

Referred to the committee on federal relations.

No. 58. A joint resolution in relation to the soldiers of the late war with Great Britain;

Which was read a second time, when

Mr. Holloway moved the following amendment: amend so as to include "those who served under General Harrison."

Whereupon,

Mr. Rousseau moved to amend the amendment so as to include "those who served under Generals Wayne and St. Clair."

Which was adopted.

And the amendment as amended was adopted.

On motion by Mr. Miller,

The joint resolution and amendment were referred to the committee on military affairs.

No. 59. A bill to exempt property to the value of six hundred dollars from levy and sale on execution and distress warrants;

Which was read a second time, and,

On motion by Mr. Randall,

Referred to the judiciary committee.

No. 60. A bill to exempt a homestead from forced sale in certain cases;

Which was read a second time, and,

On motion by Mr. Garver,

Was referred to the judiciary committee.

No. 61. A bill for the relief of the heirs of William Shulbze, deceased;

Which was read a second time and ordered to be engrossed for a third reading.

No. 62. A bill to amend the act entitled an act to increase and extend the benefits of common schools;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 63. A bill to more effectually protect the rights of females;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 64. A bill to extend the time of holding the sessions of the Board of County Commissioners of Montgomery county;

Which was read a second time and ordered to be engrossed for a third reading.

No. 65. A bill for the relief of the colored population of the State of Indiana;

Was read a second time, and referred to the committee on the judiciary.

No. 66. A bill to amend an act entitled an act to incorporate the Moscow and Blooming Grove Turnpike company;

Which was read a second time, and referred to the committee on corporations.

No. 67. A bill to amend the act entitled an act to change the time of holding the Probate Court in the county of Franklin, approved February 15, 1848;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 68. A bill to amend an act entitled an act to change the mode of electing grand jurors in the county of Orange;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 69. A bill to enable the Trustees of the Harrison county Seminary to convey certain lots therein named ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 70. A bill to amend an act entitled "an act to incorporate the White Water Valley Canal Company," approved January 20th, 1842;

Which was read a second time, when

Mr. Berry offered the following amendment: add the following sections:

Section 2. It shall be the duty of said company to keep in repair the bridges and embankment necessary to their easy and safe travel over said Canal and the White Water River, wherever such bridges were constructed by the State, or where any State or county road has been obstructed by the construction of said canal, either by the State or said company.

Sec. 3. The donation hereby made by the State to said company, shall be deemed taxable property, and subject to the payment of such taxes for State Revenue, as are, or shall be chargeable, and collected from citizens of this State, to the amount expended by the State in the construction of said Canal, said amount to be ascertained and charged by the Auditor of State, and said company shall also be liable and chargeable with a tax for county purposes, equal to the medium per centum paid in the several counties of this State upon the amount chargeable for State Revenue; which State and county taxes shall be paid into the State Treasury by said company at the time fixed by law for the citizens of this State to pay their State and county revenue.

Sec. 4. It shall be the duty of the State Treasurer to pay to the order of the County Commissioners, or other officers doing the busi-

ness of County Commissioners of the several counties of this State, such sum of county revenue as shall be the *pro rata* allowance due the several counties, to be determined by the amount of State revenue paid by the several counties into the State Treasury.

Sec. 5. Any Agent or Agents of said Company, that shall demand or receive any greater toll for the passage of any boat or article of freight upon said canal, than shall at that time be demanded of the State of Ohio upon her State Canals for similar articles and distances, shall be liable to indictment in the Circuit Court of the county where such toll shall have been demanded or received; and upon conviction of having made such demand, or received such excess of toll, he, or they, (as the case may be,) shall be fined in any sum not less than fifty, nor more than one hundred dollars for each offence.

Sec. 6. Whenever said Company shall for thirty days fail to comply with the provisions of this act and the acts to which it is amendatory, it shall have forfeited to the State of Indiana all its right and title, and no longer exercise the control of said canal, or the hydraulic works connected therewith.

When,

On motion by Mr. Holloway,

The bill and pending amendment were referred to the committee on canals and internal improvements.

No. 71. A bill to amend an act entitled "an act to amend an act to incorporate the Knightstown and Shelbyville Rail Road Company;"

Which was read a second time, and,

On motion by Mr. Hubbard,

Was referred to a select committee, consisting of Messrs. Hubbard, Sleeth, and Evans.

No. 5. A bill (of the House,) to authorize the County Commissioners of Clark county to establish an additional place of holding elections in Wood township of said county;

Which was read a second time, and,

On motion by Mr. Read of C.,

Referred to a select committee, consisting of Messrs. Read of C., Walpole, and Miller.

No. 16. A bill (of the House,) to define the jurisdiction of Justices of the Peace in the county of Vermillion;

Which was read a second time, and ordered to a third reading.

No. 17. A bill (of the House,) to repeal an act therein named;

Which was read a second time, and,

On motion by Mr. Aadms,

Laid on the table.

No. 46. A joint resolution (of the House,) on the subject of the National Monument at Washington;

Which was read a second time, and,

On motion,

Referred to the committee on federal relations.

The following message was received from the Governor, by Mr. Tarkington, the Executive messenger.

MR. PRESIDENT :

I am directed by the Governor to inform the Senate, that he has approved and signed the following bills :

No. 9. An act to amend an act entitled "an act to incorporate the Madison and Napoleon Turnpike Company;"

No. 1. An act for the relief of Chris. Miller, of the county of Tippecanoe;

No. 6. An act for the relief of Charles Warner;

No. 11. An act to give the Monroe Circuit Court jurisdiction of a cause therein named;

All of which originated in the Senate, Dec. 11th, 1849 ;

The following message was received from the House of Representatives by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 73. An act to amend an act entitled "An act to incorporate the Lafayette Insurance company," approved February 8, 1836 ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled

No. 73. An act to amend an act entitled "An act to incorporate the Lafayette Insurance company," approved February 8, 1836 ;

Was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

On motion by Mr. Buckles,

The Senate adjourned.

WEDNESDAY MORNING Dec. 12, 1849.

The Senate met.

The journal of the preceding day was read.

When,

Mr. James Morgan, the Senator from Harrison County, elected since the last session of the General Assembly, produced his credentials, and having been duly sworn to, approved by the constitution, by the Hon. James H. Lane, Clerk, took his seat.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk.

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following approved bills of the Senate :

No. 12. An act legalizing the proceedings of the trustees of the town of Vevay ;

No. 16. An act to extend the terms of probate courts in certain counties ;

No. 35. An act relating to the docket of Bela Hensick, a justice of the peace in Posey township, Switzerland county :

All without amendment.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Cornett,

The petition of the citizens of the counties of Dearborn and Ripley, praying a charter for a company to construct a turnpike road from Dillsborough to Versailles ;

Which was read, and,

On motion,

Referred to a select committee consisting of Messrs. Cornett, Berry, and Millikin.

By Mr. Millikin,

A memorial on the subject of temperance from sundry citizens of Indiana ;

Which was read, and,

On motion by Mr. Millikin,

Was referred to a select committee consisting of Messrs. Millikin, Read of C., Graham, Hardin, Rousseau, Hamrick, Montgomery, Walker, Holloway, and Randall.

By Mr. Sleeth,

Two memorials on the subject of temperance from sundry citizens of Shelby county ;

Which,

On motion by Mr. Sleeth,

Were referred to the same select committee to which was referred a like memorial presented by Mr. Millikin.

By Mr. Wood,

A petition from sundry citizens of Switzerland county, Indiana, praying for the repeal of an act passed January 6th, 1841, relative to a road in the townships of Posey and York, in said county ;

Which was read, and,

On motion by Mr. Woods,

Referred to a select committee consisting of Messrs. Woods, Morgan, and Hendricks.

By Mr. Reid of Union,

The memorial of the White Water Valley Company ; which,

On motion by Mr. Reid of Union,

Was referred to the committee on canals and internal improvements.

REPORTS FROM STANDING COMMITTEES.

Mr. Miller made the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill, No. 14, "An act to amend an act to incorporate Anderson Collegiate Institute, have had the bill under consideration, and have directed me to report back the same without amendment, and recommend its passage.

No. 14. A bill to amend an act to incorporate Anderson Collegiate Institute,

Was reported back, and ordered to be engrossed for third reading.

Mr. Miller also made the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred House bill, No. 73, 'an act to amend an act, entitled "An act to incorporate the Lafayette Insurance Company," have had the same under consideration, and have directed me to report back the bill without amendment, and recommend its passage.

No. 73. A **bill** to amend an act, entitled "An act to incorporate the Lafayette **Insurance** Company,"

Was reported back, read a third time, and passed.

Mr. Miller made the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred "A bill to amend the charter of the Columbus, Nashville, and Bloomington Railroad Company," report that they have examined the said bill, and that they recommend its passage, with the following amendments, to-wit :

Amend section No. 3, by adding thereto the following proviso—

"*Provided*. That any person who may be a minor, or may be absent from the United States, at the time of the taking such real estate or property, may file his or her claim for damages within two years after arriving at maturity, or after returning to the United States ; and that all appeals, from the decision of any such arbitrators, shall be tried in the circuit court of the county in which such property may have been taken : *And provided further*, That the said company shall appoint their arbitrator within 60 days after the claim shall be filed : and in default thereof, such claimant may sue said company at law."

Also amend section No. 5 as follows :

Strike out the following words—

"And for that purpose may change the route and line of said road, or any part thereof, or any terminating point thereof, as designated by the act incorporating said company."

Also amend section No. 9 as follows :

After the figures "1842," insert the following words—

"Except the proviso contained in the 85th section of said act."

All which is respectfully submitted.

Which report was concurred in,

And the amendment adopted ; and,

On motion by Mr. Adams,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

REPORTS FROM SELECT COMMITTEES.

Mr. Sleeth made the following report from a select committee.

MR. PRESIDENT :

The select committee, to whom was referred bill No. 51, of the Senate, "An act to authorize the consolidation of Railroad Companies," would respectfully report that they have had said bill under consideration, and would recommend the following amendment to

the first section of said bill, and, after being so amended, they recommend its passage.

All of which is respectfully submitted.

Amendment referred to in the above report.

Insert after the conclusion of the 1st section as follows :

" Provided, That no connection or consolidation shall be made with the Michigan Central Railroad ; neither shall there be a consolidation between the Michigan Southern Railroad, and the Elkhart and Michigan Railroad."

Whereupon,

On motion by Mr. Holloway,

The bill and pending amendments were referred to the committee on canals and internal improvements.

Mr. Martin made the following report from a select committee.

MR. PRESIDENT :

The select committee, to whom was referred bill of the House, No. 3, entitled " An act to compel non-resident landholders to pay a road tax equal to that paid by resident proprietors," have considered the same, and have directed me to report the same back to the Senate with the following amendment, and when so amended recommend its passage.

The following is the amendment referred to :

Add to section 1st the following—

" Provided, That the county board of said county may, at their March session, on petition of a majority of the legal voters of any township or road district in said county, dispense with the said tax, or any part thereof ; in which case, the said board of commissioners may assess as a road tax, in any such township or district on all personal and real estate therein subject to taxation, a sum not exceeding fifteen cents on the one hundred dollars value thereof ; or they may, in their discretion, dispense with any road tax on real and personal property in any such township or district."

Which report was concurred in, the amendment adopted, and the bill ordered to a third reading.

Mr. Hubbard made the following report from the committee on enrolled bills :

MR. PRESIDENT :

The committee on enrolled bills have examined enrolled bills of the Senate, Nos. 20 and 13, with the engrossed thereof, and find them correctly enrolled.

Mr. Kinnard made the following report from a select committee :

1 Mr. PRESIDENT :

The select committee to which was referred the petition of the Directors of the Central Plank Road Company, have had the same under consideration, and have instructed me to report the accompanying bill, and to recommend its passage :

No. 95. A bill to amend an act, entitled "An act to incorporate the Central Plank Road Company," approved January 25, 1850.

Was read a second time, and ordered for a second reading.

Mr. Hamrick made the following report from a select committee :

Mr. PRESIDENT :

The select committee, to whom was referred bill of the Senate, No. 29, entitled "An act to amend an act to incorporate the Central Plank Road Company," have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

No. 29. A bill to amend an act incorporating the Central Plank Road Company ;

Was reported back, when

Mr. Berry moved to refer the bill to the committee on corporations,

When Mr. Hanna moved the following instructions to said committee :

"To report a provision that the company may have the privilege of constructing a single track, providing the company will pay into the State Treasury all sums over and above eight per cent. profits ;"

And insert a provision,

"That whenever the company shall for four consecutive months cease to prosecute the construction of said work in good faith that their charter shall be forfeited ;"

Whereupon Mr. Reid, of U., offered the following amendment to the instructions :

"Provided, however, that after the constructing and finishing of the said road, no dividend exceeding twelve per cent. annually on the paid up capital shall be declared and paid to the stockholders ; and also 2½ per cent. annually to be retained by the company, as a sinking fund for the purpose of repairs and constructing said road, and the remainder of the profits to be paid to the State."

And the question being on the adoption of the amendment to the instructions.

And before the question was taken,

On motion by Mr. Reid, of U.,

The Senate adjourned.

Two o'clock, P. M.

The Senate met.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 13. An act for the relief of certain turnpike companies therein named.

No. 20. An act to protect from waste certain lands therein mentioned.

Which I am directed to bring to the Senate for the signature of the President thereof.

The President laid before the Senate a communication from his Excellency the Governor. concerning the field notes, maps, books, papers, &c., appertaining to the survey of the United States lands within the limits of the State of Indiana. with the accompanying papers. Which,

On motion by Mr. Holloway,

Was referred to the committee on the State Library.

Thereupon the Senate resumed the consideration of the question pending at the time of the adjournment.

And the question being on the amendment to the instructions,

Mr. Walpole moved to lay the motion to recommit, and the pending instructions, on the table, and

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Allen, Brugh, Buckles, Cassatt, Cornett, Conduit, Day, Dole, Eddy, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, Martin, Millikin, Montgomery, Morgan, Odell, Rousseau, Teegarden, Walker, and Winstandley.—27.

Those who voted in the Negative are,

Messrs. Berry, Dawson, Ellis, English, Garver, Hanna, Hardin, Huffstetter, James, Lyon, Malott, Miller, Morrison, Porter, Read of Clark, Reid of Union, Sleeth, and Woods.—18.

So the motion to recommit and the pending instructions were laid upon the table.

Whereupon Mr. Hanna moved to recommit the bill to the committee on corporations, with the following instructions :

Instruct that a provision be inserted to the effect that the company be compelled to pay into the State treasury all sums which may remain after the dividends of 10 per cent. profits, which shall constitute a portion of the common school fund of the State, upon which condition they may make a single track instead of a double one.

Whereupon Mr. Holloway moved to lay the motion to recommit with the pending instructions on the table, and

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the Affirmative are.

Messrs. Brugh, Buckles, Cassatt, Conduit, Cornett, Day, Dole, Eddy, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Kinnard, Martin, Millikin, Montgomery, Morgan, Odell, Rousseau, Teegarden, and Winstandley.—26.

Those who voted in the Negative are,

Messrs. Adams, Allen, Berry, Dawson, Ellis, English, Garver, Hanna, Hardin, James, Lyon, Malott, Miller, Morrison, Porter, Read of Clark, Reid of Union, Sleeth, Walker and Woods.—20.

So the motion and pending instructions were laid upon the table.

Whereupon Mr. Hanna moved to recommit the bill to the committee on the corporations with the following instructions :

Instruct the committee to insert a provision to the effect that said company may build a single track, provided they will agree that the work done upon the road when the company took possession of it shall be valued and the State shall be the owner of stock in said company to one-half of that amount and receive dividends therefor, which dividends shall constitute a part of the common school fund of the State of Indiana.

When Mr. Milliken moved the previous question, which was seconded, and the question being, "Shall the main question be now put?" and

The ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Brugh, Cassatt, Conduit, Cornett, Day, Dole, Eddy, English, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Kinnard, Martin, Millikin, Mont-

gomery, Morgan, Odell, Randall, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, Walpole, and Woods,—32.

Those who voted in the negative are,

Messrs. Adams, Berry, Dawson, Ellis, Garver, Hanna, Hardin, Lyon, Malott, Miller, Morrison, Porter, Read of C., and Winsteadley.—14.

So it was decided that the main question benow put.

And the main question being—"Shall the bill be engrossed and read a third time on to-morrow?"

Which was decided in the affirmative,

The bill was ordered to be engrossed for a third reading.

Mr. Hubbard made the following report from a select committee:

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 71, entitled "An act to amend an act entitled an act to incorporate the Knightstown and Shelbyville Railroad company," have had said bill under consideration, and a majority of said committee have directed me to report the same back to the Senate, and recommend that it is inexpedient to legislate on the subject.

Which report was not concurred in.

Whereupon,

Mr. Hubbard moved the following amendment, to-wit :

Amend by striking out the "2d section ;"

Which was not adopted.

Whereupon,

Mr. Hubbard moved the following amendment :

Add the following section :

Section —. The provisions of this act shall not extend to any case now pending in the circuit court of the county where the office of the secretary of said company is kept.

Which was not adopted, and

The bill was ordered to be engrossed for a third reading.

RESOLUTIONS INTRODUCED.

By Mr. Buckles,

Resolved, That the committee on the judiciary be instructed to inquire and report to the Senate, at the earliest practicable period, whether the law governing the issuing of writs of *habeas corpus*, and the trial of the issues thereon, authorizes an appeal from the deci-

sion of the judge trying the same, and if not, whether it would not be expedient so to amend the law in that respect as to allow either party to appeal to the circuit court of the proper county ;

Which was adopted.

By Mr. Harvey,

Resolved, That the committee on finance inquire into the expediency of so amending the 4th article of the 7th chapter of the Revised Statutes of 1843, that the county treasurers shall file their bonds and take the oath of office on the first Monday of March next, after their election ;

Which was adopted.

By Mr. Lyon,

Resolved, That the committee on the judiciary be instructed to inquire into the policy and expediency of so changing the existing law, as to make the administrator or executor of any and all estates of deceased persons competent witnesses in all actions prosecuted against said estate ;

Which was adopted.

By Mr. Lyon,

Resolved, That the committee on the judiciary be instructed to inquire into the expediency and policy of making such change, in the laws now in force regulating the descent of property of decedents in this State, so as to give to the widows of persons dying intestate, leaving no children, one-half of the real estate of said intestate, in fee simple, and report to the Senate ;

Which was adopted.

By Mr. Reid of Union,

Resolved, That the judiciary committee be instructed to inquire into the propriety of making it a penal offence for any grocery, tippling house, or common tavern, not licensed according to law, to retail spirituous liquors, to sell or give away any rum, brandy, whisky, or other spirituous liquor, to any person or persons to be drank in his house, out-house, garden, yard, or appurtenance thereto, said persons not being travellers prosecuting their journey ; and that the reputation of said grocery, tippling house, or tavern, may be given in evidence by the State in the original examination, and the frequent and repeated giving away of said liquor to be drank in said house as aforesaid, be deemed prima facie evidence of payment ;

Which was not adopted.

On motion by Mr. English,
The Senate adjourned.

THURSDAY MORNING, DECEMBER 13th, 1849.

The Senate met.

The journal of the preceding day was read.

PETITIONS PRESENTED.

By Mr. Hendricks,

The petition of Samuel E. Hatcher for *viva voce* voting for or against licenses to sell liquor;

Which was read, and

Referred to a select committee consisting of Messrs. Hendricks, Woods, and English.

By Mr. McCarty,

The petition of the Fire Engine company of Marion county, Indiana;

Which was read, and

Referred to a select committee consisting of Messrs. McCarty, Hardin, and Harvey.

By Mr. Holloway,

A petition for the relief of Delila and Sylvester Conklin, of Wayne county, Indiana;

Which was read, and

Referred to a select committee consisting of Messrs. Holloway, Read, and Evans.

By Mr. Sleeth,

A temperance memorial of the citizens of Shelby county;

Which was read, and

Referred to the same select committee to which similar petitions were referred.

The following message was received from the House of Representatives, by Mr. Lord, their clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker has signed the following enrolled acts thereof:

No. 4. An act to authorize the commissioners of Howard county to borrow money;

No. 44. An act to change the name of Reastine Cox;

No. 73. An act to amend an act entitled "An act to incorporate the Lafayette Insurance company," approved February 8, 1836;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker has signed the following enrolled acts of the Senate :

No. 12. An act legalizing the proceedings of the trustees of the corporations of the town of Vevay ;

No. 16. An act to extend the terms of the probate courts of certain counties ;

No. 35. An act relating to the docket of Bela Hearick, a justice of the peace in Posey township, Sitzerland county.

REPORTS FROM STANDING COMMITTEES.

Mr. Garver made the following report from the committee on finance :

MR. PRESIDENT :

The committee on finance, to whom was referred bill of Senate No. 39, in relation to taxing lands recently sold by the General Government, have had the same under consideration, and a majority of the committee have directed me to report it back to the Senate with the following amendment, and recommend its passage :

Amendment referred to :

After the figures "1847" in the third line of section 2d, add the words, "and that may hereafter be purchased therefrom."

Whereupon,

Mr. Cassatt moved the following amendment to the amendment :

Insert after the word "purchased" in the 2d section, the words, "non-residents."

Which amendment to the amendment,

On motion by Mr. Rousseau,

Was laid upon the table.

Whereupon,

Mr. Walpole moved to recommit the bill and pending amendment to the committee on the judiciary with the following instructions :

"Inquire and report, 1st, Is this bill a bill providing for raising revenue ? 2d, Does the bill violate the compact existing between the United States Government and the State of Indiana ? 3d, Will the provisions of the bill violate the faith of the State with its citizens ?"

And that said committee report at length upon each of the foregoing provisions.

When,

Mr. Garver called for a division of the question.

And the chair having decided the same susceptible of division, and stated, the first question is, will the Senate recommit the bill?

Which was decided in the affirmative, and the bill referred to the judiciary committee.

The question then being, will the Senate instruct the committee as proposed by Mr. Walpole?

Which was decided in the affirmative.

When,

Mr. Rousseau proposed to further instruct the committee as follows :

That said committee be instructed to amend said bill by striking out that part of Section , making lands purchased heretofore liable to taxation, and insert the following in the proper place, to-wit :

"That this law shall apply only to lands heretofore purchased from the General Government."

Which was adopted.

Whereupon,

Mr. Cassatt moved further to instruct said committee as follows :

"That all lands deeded to or received by the Trustees of the Wabash and Erie Canal, in pursuance of the acts of 1845, 1846, and 1847, shall be also liable to taxation under this act."

When,

Mr. Millikin moved to lay the instructions proposed by Mr. Cassatt on the table.

Which was decided in the negative.

And the question recurring on the adoption of the instruction proposed by Mr. Cassatt,

It was decided in the affirmative.

And the instructions adopted.

By Mr. Garver, from the committee on finance.

MR. PRESIDENT :

The committee on finance, to whom was referred a resolution of the Senate directing said committee to inquire into the expediency of repealing a certain law therein named, exempting certain lands from taxation, have had the same under consideration, and directed me to report, that the same subject had been previously laid before the Senate and said committee, and a bill reported back to the Senate embodying all that the resolution sought to obtain. The committee therefore ask to be discharged from the further consideration of said resolution.

Which report was concurred in, and

Ordered, That the committee be discharged.

By Mr. Hanna, from the judiciary committee.

MR. PRESIDENT :

The committee on the judiciary have directed me to report back to the Senate bill No. 43 of the Senate, with the following amendments, to-wit: After the word "*filed*," where it occurs in the first section, insert "and actual notice given to the opposite party." And strike out the second section of said bill.

After said amendments are adopted, the passage of the bill is recommended.

Which report was concurred in,

The amendment adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Herod, from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 55, for the relief of George Satterer of Lagrange county, have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that it be indefinitely postponed.

Which report was concurred in, and

The bill indefinitely postponed.

By Mr. Ellis, from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom had been referred the petition of Samuel Henderson, have directed me to report the following bill, and recommend its passage.

Which report was concurred in.

No. 96. A bill directing the Secretary of State to make a patent for a certain lot in the town of Indianapolis to Samuel Henderson;

Which was read a first time, and passed to a second reading.

By Mr. Hamrick, from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred joint resolution of the Senate No. 45, entitled a joint resolution on the subject of the national monument at Washington, with instructions to inquire into the constitutionality of appropriating money out of the Treasury by joint resolution, have had the same under consideration, and instructed me to report, that in the opinion of said committee, the General Assembly have no power under the constitu-

tion, to appropriate money out of the State Treasury by joint resolution, and have instructed me to report said joint resolution back to the Senate, and recommend that it be laid on the table. And said committee, in order that the object of said joint resolution may be carried out, have instructed me to ask leave to report the accompanying bill and recommend its passage.

Which report was concurred in.

No. 45. A joint resolution on the subject of the National Monument;

Was laid upon the table.

No. 97. A bill relative to the National Monument at Washington; Was read a first time, and passed to a second reading.

By Mr. Randall, from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred Senate bill No. 62. amending the act "extending the benefits of common schools," have had the same under consideration, and directed me to report the same back to the Senate, and recommend that it be referred to the committee on education.

Which report was concurred in, and

The bill referred to the committee on education.

By Mr. Reid of U., from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 63, being a bill for more effectually protecting the rights of females, have had the same under consideration, and have directed me to report the same back to the Senate, and that it is inexpedient to legislate on the subject at the present time.

Which report was concurred in.

By Mr. Harvey, from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 47, have considered the same, and instructed me to report said bill back to the Senate with the following amendments, and when so amended, to recommend its passage.

Amend as follows : 1st. Strike out the first section, from the enacting clause. 2d. Strike out the words "said article," in the 7th line of the 2d section, and insert the following : "the 7th article of chapter 45 of the Revised Statutes of 1843."

Which report was concurred in, and
The amendments adopted.

When,

Mr. English moved that the bill be laid upon the table.

Which was decided in the negative, and

The bill ordered to be engrossed for a third reading.

On motion by Mr. Garver,

The Senate adjourned.

Two o'clock, P. M.

The Senate met.

REPORTS FROM STANDING COMMITTEES.

By Mr. Reid of U., from the committee on the judiciary.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred the resolution of the Senate requesting said committee to inquire into the expediency of consolidating all the school laws in one volume, report the same back to the Senate with the recommendation that the same be referred to the committee on education.

Which report was concurred in, and

The bill referred to the committee on education.

By Mr. Harvey, from the judiciary committee.

MR. PRESIDENT :

The committee on the judiciary, to whom was referred a resolution of the Senate, instructing said committee to inquire into the expediency of repealing so much of section 6 of an act entitled, "an act to extend the jurisdiction of justices of the peace in certain criminal cases," approved February 16th, 1848, as authorizes the jailor, on the filing of certain affidavit therein mentioned, to discharge the prisoner—have considered the same, and directed me to report the accompanying bill and recommend its passage :

No. 98. A bill to repeal an act authorizing jailors to discharge prisoners in certain cases;

Which bill was read a first time and passed to a second reading.

By Mr. Hanna, from the judiciary committee :

MR. PRESIDENT :

The committee on the judiciary, to which was referred bill of the Senate No. 36, have directed me to report the same back to the Senate with the following amendments, and after the adoption of the same, they recommend the passage of the bill, to-wit :

Add the following provision to 1st section :

"Provided, The debts and legal obligations against said estate have been all paid ; if not, that said administrator shall appropriate the proceeds of said sales in discharge of the same ; the balance, if any, to be distributed as above."

And add the following sections to said bill :

"Sec. —. The probate courts shall have the power, and it is hereby made their duty, when sales have been made as above, to order the proper administrator to assign over and transfer, in his capacity as such administrator, to the person purchasing claims, debts, demands, and obligations, as in the first section above described, all such debts, claims, demands, and obligations, which may be sold by order of said court and purchased as aforesaid ; and it shall be the duty of the administrator to make the assignment as aforesaid, and by said assignment the said purchaser shall be empowered to sue in his own name for, and collect the said debts, demands, claims, and obligations of and from the persons owing the same ; but said administrator shall in no wise be responsible as such assignors."

"Sec. —. That upon the final settlement of said estates, it shall not be necessary for the clerk of the probate court to make a complete record of said estates, in cases when the estate is solvent, the heirs all of full age, and no land has been sold, and such record in said cases is hereby dispensed with."

Which report was concurred in, the amendments adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Randall, from the judiciary committee :

MR. PRESIDENT :

The Committee on the judiciary, to whom was referred a resolution of the Senate instructing said committee to inquire into the expediency of repealing the law authorizing the selection of prosecuting attorneys by counties. and substituting judicial circuits, have had the same under consideration, and a majority of said committee have instructed me to report to the Senate that it is inexpedient to legislate upon the subject of said resolution at this time.

Which report was not concurred in ; when,

Mr. Rousseau moved to recommit said resolution to a select committee, with instructions to report a bill.

Which was adopted.

Whereupon the President announced the following Senators as said select committee :

Messrs. Rousseau, Kinnard, Winstandley, Herod, James, Hardin, Hubbard, Hanna, Cassatt, Eddy, Brugh, Randall, and Cornett.

By Mr. Buckles, from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee, pursuant to the instructions contained in the resolution of the Senate, requiring said committee to inquire into the propriety of changing the law governing the sales of personal property under execution, so as to allow said personal property to be sold for one half of the appraisement, to satisfy all contracts made from and after the first day of January next, have had the same under consideration, and directed me to report that it is the firm conviction of said committee that legislation upon that subject would be inexpedient and improper at this time.

Which was concurred in.

By Mr. Buckles, from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee, pursuant to the instructions by resolution of the Senate, requiring said committee to inquire into the expediency of so changing the execution laws as to require real estate to be sold on execution at two-thirds of its appraised value, and that personal property when selected by the plaintiff at two-thirds of its appraised value, and when turned out by the defendant, to sell without appraisement, have had the same under consideration, and directed me to report the firm conviction, on the part of said committee, that legislation making changes in the law referred to, would be inexpedient and improper at this time.

Which report was concurred in.

By Mr. Buckles, from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee, pursuant to the instructions by resolution of the Senate, requiring said committee to inquire into the expediency of providing by law for the appointment or election of a reporter of the decisions of the supreme court of this State, have had the same under consideration, and directed me to report that in view of the facts that the supreme court reports of this State have, in consequence of the careful and diligent manner in which they have been gotten up, acquired for themselves an enviable position amongst the standard works of the present age; the proximity of our reorganization, the revision, remodeling, and amending the organic law

of Indiana; that the eighth volume of said reports is ready for publication, and matter enough now in the hands of the present reporter, when added to the cases of the next May and November terms, to complete the ninth volume of said work; and that a reporter either appointed or selected at this time, would not be able to enter upon the discharge of the duties of his said office before the adoption or rejection of the contemplated new constitution; said committee are therefore of the opinion that legislation upon the subject is inexpedient at this time.

Which was concurred in.

By Mr. Sleeth, from the judiciary committee :

MR. PRESIDENT :

The judiciary committee to whom was referred Senate bill No. 41 entitled, "A bill authorizing the Clerk of the Circuit Court of Montgomery county to take acknowledgment of deeds and other instruments in writing in certain cases," have had the same under consideration, and instructed me to report the same back to the Senate and recommend its indefinite postponement; and ask to be discharged from the further consideration of the subject.

Which report was concurred in, and the said bill was indefinitely postponed.

By Mr. Berry from the committee on federal relations.

MR. PRESIDENT :

The committee on federal relations to whom was referred joint resolution of the House No. 46, entitled "A joint resolution on the subject of the National Monument at Washington," have had that subject under consideration, and have directed me to report it back to the Senate, and recommend, inasmuch as there is now a bill on the files providing for the same subject, that it be laid upon the table.

Which was concurred in, and the joint resolution laid upon the table.

By Mr. Adams from the committee on military affairs :

MR. PRESIDENT :

The committee on military affairs to whom was referred a joint resolution in relation to the soldiers of the late war with Great Britain, have had that subject under consideration and have directed me to report as follows : strike out all after the resolving clause and insert the following, and when so amended recommend its passage.

Amendment referred to in the foregoing report :

That it is believed to be just, expedient, and proper that Congress

pass an act by which the soldiers of the late war with G. Britain, and also the soldiers who were engaged in the wars with the Indians under Generals Harmer, St. Clair, Wayne, Harrison, Jackson, and others, together with the widows and heirs be entitled to the same amount of bounty lands, and the same grade of pensions that the non-commissioned officers, musicians, and privates, who served in the war with Mexico are entitled to or heretofore have received under the various acts of Congress passed upon that subject.

Resolved, That the Governor forward a copy of the above joint resolution to our Senators and Representatives in Congress, who are hereby requested to lay the same before that branch of the Government where we desire it may be considered more in the light of a memorial to the whole Congress than as specially addressed to our own delegation.

Which report was concurred in.

And the amendment adopted, and

No. 58. A joint resolution in relation to the soldiers of the late war with Great Britain ;

Was ordered to be engrossed for a third reading.

By Mr. Randall from the committee on the State Library :

MR. PRESIDENT :

The committee on the State Library to whom was referred Senate bill No. 53, "Extending the use of the State Library to Professors and Teachers," have had the subject under consideration and have unanimously directed me to report the same back without amendment, and recommend its passage ;

Which report was concurred in.

And the bill ordered to be engrossed for a third reading.

By Mr. Hubbard, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 22, entitled "A bill to amend the charter of the Rushville and Shelbyville Railroad company," have had the same under consideration, and directed me to report the same back to the Senate with two amendments, and when said amendments are adopted, to recommend its passage.

Amendments referred to in the above report :

Strike out of section 1st the last word in the same and add the following—"such rate of discount as may be agreed upon by the parties."

Add to the second section the following—"by mortgage or otherwise."

Which report was concurred in,

The amendments adopted, and
 The bill ordered to be engrossed to a third reading.
 By Mr. Miller, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 42, entitled "A bill to incorporate the Fort Wayne Fire and Marine Insurance Company," have had the same under consideration, and directed me to report it back with one amendment, which, when adopted, they recommend its passage.

Amend by adding—

Sec. —. The stockholders in said company shall be liable in their individual capacity to pay all contracts by it made, which shall not be paid by it in its corporate capacity ; and the Legislature reserves the right to alter, amend, or repeal this charter when the company shall violate any of its provisions, or so use its powers as to become oppressive to the citizens of this State.

And,

On motion by Mr. Randall,
 The bill and pending amendment were laid upon the table.
 By Mr. Berry, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill, No. 66, entitled "A bill to amend an act, entitled an act to incorporate the Moscow and Bloominggrove Turnpike Company," have had that subject under consideration, and directed me to report it to the Senate without amendment, and recommend its passage.

Which report was concurred in,
 And the bill ordered to be engrossed for a third reading.
 By Mr. Lyon, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred a resolution of the Senate instructing said committee to inquire into the propriety of examining the several leading charters heretofore enacted and granted in favor of Turnpike Companies, and digest and report by bill or general law for the government of said companies all over the State, have had the same under advisement, and directed me to report that, in the opinion of said committee, it is inexpedient to further legislate upon the matters specified in said resolution ; and said committee ask to be discharged from any further consideration of the subject.

Which report was concurred in,
And the committee discharged.

Mr. Buckles made the following report from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred the memorial of the President of the Indianapolis and Bellefontaine Railroad Company, have had the same under consideration, and directed me to report the following bill and recommend its passage :

No. 99. A bill to amend the charter of the Indianapolis and Bellefontaine Railroad Company :

Which report was concurred in ;
When the bill was read a first time, and,

On motion by Mr. Walpole,
Laid upon the table.

The following message was received from His Excellency, the Governor, by Mr. Tarkington, the Executive Messenger :

MR. PRESIDENT :

I am directed by the Governor to inform the Senate, that he has approved and signed the following bills this day :

No. 20. An act to protect from waste certain lands therein mentioned ;

No. 13. An act for the relief of certain Turnpike Companies therein named ;

No. 12. An act legalizing the proceedings of the Trustees of the corporation of the town of Vevay ;

No. 16. An act to extend the term of probate courts of certain counties ;

No. 35. An act relating to the docket of Bela Hearick, a justice of the peace in Posey township, Switzerland county ;

All of which originated in the Senate, Dec. 13th.

RESOLUTIONS INTRODUCED.

By Mr. Harvey,

Resolved, That the Senate will hereafter take up the orders of the day at 2 o'clock, P. M., unless the previous order of business shall be sooner disposed of ;

Which was adopted.

By Mr. Herod,

Resolved, That the committee on Finance be instructed to inquire into the expediency of exempting from taxation the stock in Rail-

road Companies until the roads shall be constructed and declare dividends;

Which was adopted.

By Mr. Montgomery,

Resolved, That the Trustees of the Wabash and Erie Canal be respectfully requested to report to the Senate, at their earliest convenience, a copy of their order or resolution adopting the reappraisement of the lands, selected for the construction of said canal;

Which was adopted.

JOINT RESOLUTIONS INTRODUCED.

By Mr. Eddy,

No. 100. A joint resolution instructing Senators upon the subject of the franking privilege;

Was read a first time, and passed to a second reading.

By Mr. Rousseau,

No. 101. A joint resolution for the relief of James Gallatly and others therein named;

Was read a first time, and passed to a second reading.

BILLS INTRODUCED.

By Mr. Cassatt,

No. 102. A bill to amend an act, entitled "An act to revise and consolidate the several acts of the General Assembly relative to laying out, opening, repairing, changing, and vacating public highways, and to the erection and repair of bridges, and to amend the same so far as relates to the county of Wabash;

Was read a first time, and passed to a second reading.

By Mr. James,

No. 103. A bill to amend the charter of the City of Evansville;

Was read a first time, and passed to a second reading.

By Mr. Odell,

No. 104. A bill to incorporate the Tippecanoe Fire Company;

Was read a first time, and passed to a second reading.

By Mr. Ellis,

No. 105. A bill to incorporate the Grand Rapids Manufacturing Company;

Was read a first time, and passed to a second reading.

By Mr. Eddy,

No. 106. A bill to legalize the acts of the Board of County Commissioners of the counties of St. Joseph, Marshall, and Fulton in assessing the road taxes in said counties for the year 1849;

Was read a first time, and passed to a second reading.

By Mr. Winstandley,

No. 107. A bill to incorporate the Indiana Asbury Female College;

Was read a first time, and passed to a second reading.

By Mr. Houghton,

No. 108. A bill to authorize the voters of Martin and Daviess counties to vote at any township in their respective counties ;

Was read a first time, and passed to a second reading.

By Mr. Adams,

No. 109. A bill regulating the Road Laws, in the county of Monroe ;

Was read a first time and passed to a second reading.

By Mr. Holloway,

No. 110. A bill to consolidate the Richmond Turnpike company, and the Wayne county Turnpike company, and for other purposes connected therewith ;

Was read a first time and passed to a second reading.

By Mr. Hendricks,

No. 111. A bill to amend and extend the provisions of section 233, of chapter 30, of the Revised Statutes of 1843 ;

Was read a first time and passed to a second reading.

By Mr. Lyon,

No. 112. A bill to repeal an act entitled an act to provide for the election of prosecuting attorneys by the people of the several counties, approved January 27, 1847 ;

Was read a first time and passed to a second reading.

By Mr. Odell,

No. 113. A bill to amend an act entitled an act to incorporate the Lafayette Plank Road company, approved January 3, 1849 ;

Was read a first time and passed to a second reading.

ORDERS OF THE DAY.

Bills on third reading.

No. 16. A bill (House) to define the jurisdiction of justices of the peace, in the county of Vermillion ;

Was read a third time and passed.

No. 24. A bill in relation to the making of inventories by executors and administrators ;

Which was read a third time ; when,

Mr. Harvey moved to amend as follows :

Immediately after the word "estate," in the 8th line, insert the following words, "for the payment of money ;"

Which was adopted by unanimous consent ; when,

On motion by Mr. Houghton,

The Senate adjourned.

FRIDAY MORNING, DECEMBER 14, 1849.

The Senate met ;

The President laid before the Senate a communication from the Auditor of State, containing a statement of the expenses consequent on the loan authorized by the General Assembly, to pay the deficit of interest on the funded debt of the State ; which,

On motion,

Was referred to the committee on finance.

The President laid before the Senate a communication from the Governor, enclosing the report of the Visitor to the State Prison ; which,

On motion by Mr. Hendricks,

Was referred to the committee on the State Prison.

Mr. Brugh presented the petition of R. R. Kelley and others, praying the annexation of a certain portion of territory to the county of Blackford ; which,

On motion by Mr. Brugh,

Was referred to a select committee consisting of,

Messrs. Brugh, Buckles, and Walpole ;

When Mr. Buckles asked to be excused from serving on said committee, and he was excused.

Whereupon the President appointed Mr. Garver on said committee, instead of Mr. Buckles.

Mr. Randall made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred Senate bill No. 4, entitled "a bill to provide for holding a convention of the people, to revise and amend the constitution of Indiana," have had the same under consideration and a majority of said committee have instructed me to report said bill back to the Senate, with the following amendments, and when so amended, to recommend its passage:

Amendment first :

Strike out of the 5th line in section 1, the word "April" and insert "August."

Second amendment :

Strike out of the second section, all after the word "of," in the first line, to the word "and," in the 5th line, and insert "two delegates from each senatorial district of this State, as the same is now districted."

Third amendment :

Strike out of the first line of section 4, the word "April" and insert "August."

Also, strike out of the 5th and 7th lines of said section, the words "or representative."

Also, strike out of the 8th line of said section, the words "senatorial or representative."

Fourth amendment :

Strike out of the 2d line of section 5, the words "or representative."

Also, strike out of the 5th line of said section, the words "senatorial or representative."

Fifth amendment :

Strike out of the 2d line of section 6, the words "or representative."

Also, strike out of the 5th line of said section, the words "or representative as the case may be."

Also, strike out of the 8th and 9th lines of said section, the words "senatorial or representative."

Sixth amendment :

Strike out of the second line in section 9, the words "Tuesday of May," and insert "Monday of September."

Seventh amendment :

Insert after the word "debates," in the 13th line of section 12, the words "which Stenographer shall be appointed by the Governor for that purpose."

Eighth amendment :

Strike out of the 1st and 2d lines of section 15, the words "on or before the first Monday in December next," and insert "so soon as the same is recorded in his office."

Also, strike out of the 6th and 7th lines of said section, the words "at the election to be held on the first Monday of April, 1851."

Ninth amendment :

Strike out all of section 18, after the first line.

When,

On motion by Mr. Buckles,

The bill and pending amendments were laid upon the table, and two hundred copies thereof, ordered to be printed for the use of the Senate.

Mr. McCarty made the following report from a select committee:

MR. PRESIDENT :

The committee to whom was referred the petition of the Marion Fire Engine Company, have had the same under consideration and have directed me to report the following bill, granting the prayer of said petitioners, and respectfully to recommend its passage :

No. 114. An act to amend an act, entitled an act to incorporate the Marion Fire Engine Company ;

Was read a first time and passed to a second reading.

On motion by Mr. Walpole,
No. 99. A bill to amend the charter of the Indianapolis and Bellefontaine Railroad company;

Was taken from the table, and

The rules were suspended, the bill read a second time, and
Ordered to be engrossed for a third reading.

On motion by Mr. Buckles,

The previous order of business was suspended, and leave granted to make the following report from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee to whom was referred bill No. 34, "To amend an act entitled 'an act to define the jurisdiction of justices of the peace in the several counties therein named,'" have had the same under consideration, and directed me to report it back to the Senate, with the expression of the conviction on the part of the committee that legislation upon the subject is inexpedient, and respectfully recommend the indefinite postponement of the bill ;

And,

On motion by Mr. Lyon,

The report and accompanying bill were laid upon the table.

By Mr. Cornett, from a select committee :

MR. PRESIDENT :

The select committee to which was referred the petition of citizens of Dearborn and Ripley counties praying the incorporation of a company to make a turnpike road from Dillsborough to Versailles, have had the same under consideration and directed me to report the following bill. and recommend its passage.

No. 115. A bill to incorporate the Dillsborough and Versailles Turnpike Company ;

Was read a first time, and passed to a second reading.

By Mr. Read, of C.. from a select committee :

MR. PRESIDENT :

The select committee to which was referred bill No. 5, "An act to authorize the county commissioners of Clark county to establish an additional place of holding elections in Wood township of said county, have had the same under their consideration, and directed me to report it back to the Senate with one amendment, to-wit :—
Strike out from the enacting clause and insert the following.

The following is the amendment referred to :—

"That there shall be an additional place of holding elections in Monroe township, Pike county, Wood township, in Clark county; Jackson township, in Hancock county; and Johnson township, in Gibson county. That it shall be the duty of the Board of Commissioners of the several counties aforesaid at their March term, 1850, in their respective counties to establish the additional place of holding elections in the townships aforesaid."

SEC. 2. And it shall be the duty of inspectors of elections in said township to meet on the next succeeding day after said elections, unless the same should be on Saturday, then on the next Monday, at the oldest place of holding elections in their respective townships, and compare the result of the votes taken at every township election for township officers, and it shall be the duty of said inspectors for their respective townships to make out certificates of election of each township officer elected at said township election, and the same shall be signed by the inspectors of their respective townships in the same manner as is now required of sole inspectors and in all things said inspectors shall be governed by the laws now in force regulating elections, and defining the duties of inspectors of elections.

SEC. 3. This act to be in force from and after its passage, and it shall be the duty of the Secretary of State to transmit a certified copy of this act to the county auditors of said counties, and shall be by said auditors laid before said commissioners at their March term.

Which amendments were adopted.

Mr. Millikin proposed the following amendment:

Insert in the proper place, "Kelso township in Dearborn county;"

Which was adopted.

When Mr. English proposed the following amendment;

Insert in the proper place, "Vernon and Salt Creek townships, in Jackson county;"

Which amendment was adopted.

When Mr. Reid of Union proposed the following amendment:

Insert in the proper place, "at Philomath in Brownsville township," and at "Goodwin's store, in Center township, in Union county;"

Which amendment was adopted.

When Mr. Buckles moved the following amendment:

Insert in the proper place, "Washington township, in Delaware county;"

Which was adopted.

When Mr. Hardin proposed the following amendment:

Add the following proviso to the first section:

"*Provided further*, That the board of commissioners of Johnson county may, if they judge the same expedient, order an additional place of holding elections under the provisions of this act, in Clark township in said county;"

Which was adopted.

Whereupon,

Mr. Evans proposed the following amendment :

Insert in the proper place, "the township of Spiceland, in the county of Henry ;"

Which was adopted.

When Mr. Allen proposed the following amendment :

Insert in the proper place, "Brown and Ripley townships, in Montgomery county ;"

Which was adopted.

When,

Mr. Rousseau proposed the following amendment :

"Insert in the proper place, "Richland township, in Greene county ;"

Which was adopted.

When,

Mr. Garver proposed the following amendment :

Insert in the proper place, "Jackson township, in Hamilton county ;"

Which was adopted.

When,

Mr. Lyon proposed the following amendment :

Insert in the proper place, "Shawnee township, in Fountain county ;"

Which was adopted.

When,

Mr. Hanna proposed the following amendment :

Insert in the proper place, "Dick Johnson township, Clay county ;"

Which was adopted.

Whereupon,

The amendments were ordered to be engrossed, and the bill ordered to a third reading.

RESOLUTIONS INTRODUCED.

By Mr. Ellis,

Resolved, That the committee on manufactures be instructed to inquire into the expediency of having made a thorough geological survey of the State, in pursuance of the recommendation of the Governor, and report by bill or otherwise ;

Which was adopted.

By Mr. Winsteadley,

Resolved, That the judiciary committee inquire into the expenses

diency of amending the law in relation to the duties of administrators, so as to permit them to sell real estate where the same is liable to waste and injury, in cases where the heirs are unknown ;

Which was adopted.

Mr. Reid of Union introduced the following joint resolution :

No. 116. A joint resolution relative to the brave and patriotic people of Hungary ;

Which was read a first time, and passed to a second reading.

BILLS INTRODUCED.

By Mr. Rousseau,

No. 117. A bill for the better security of the surplus Revenue Fund in Green county ;

Which was read a first time, and passed to a second reading.

By Mr. Conduit,

No. 118. A bill to amend an act entitled "an act for the construction of a Plank Road from Martinsville in Morgan county, to Franklin in Johnson county ;

Which was read a first time, and passed to a second reading.

By Mr. Houghton,

No. 119. A bill to increase the pay of the Board of Commissioners of Daviess county ;

Which was read a first time, and passed to a second reading.

By Mr. Odell,

No. 120. A bill to divorce Hannah S. Martin and Richard C. Martin ;

Which was read a first time, and

On motion by Mr. Odell,

The rules were suspended, and the bill read a second time,

When Mr. Martin proposed the following amendment :

Insert in the proper place as follows : "Also that the bonds of matrimony be dissolved between George Lotterer and Eunice Lotterer, of Lagrange county."

Which amendment was not adopted.

When Mr. Martin moved to refer the bill to a select committee.

Which was decided in the negative.

And the question being, "shall the bill be engrossed for a third reading?"

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Cassatt, English, Garver, Graham, Hardin, Hendricks, Herod, Houghton Hubbard, James, Kinnard, McCarty, Miller, Millikin, Montgomery, Odell, Read of C., Rousseau, Sleeth, Walker, Walpole, and Woods—24.

Those who voted in the negative are,

Messrs, Buckles, Cornett, Day, Dawson, Eddy, Ellis, Evans, Hamrick, Hanna, Harvey, Holloway, Lyon, Malott, Martin, Morgan, Morrison, Porter, Randall, Reid of U., Teegarden, and Winsteadley—21.

So the bill was ordered to be engrossed for a third reading.

By Mr. Allen,

No. 121. A bill to amend an act entitled "an act incorporating the Crawfordsville and Wabash Railroad Company, approved January 19th, 1846," and an act amendatory thereto, approved February 15th, 1848;

Which was read a first time, and,

On motion by Mr. Allen,

The rules were suspended, the bill read a second time, and Referred to the committee on corporations.

By Mr. Miller,

No. 122. A bill to give the Probate Judge of the county of Gibson, jurisdiction of writs of habeas corpus;

Which was read a first time, and passed to a second reading.

By Mr. Lyon,

No. 123. A bill to amend section 21, article 2, chapter 46, of the Revised Statutes of 1843;

Which was read a first time, and passed to a second reading.

ORDERS OF THE DAY.

Bills on their third reading.

No. 24. A bill (of House) in relation to the making of inventories by executors and administrators;

Which was read a third time, and,

The question being, "shall the bill pass?"

It was decided in the negative.

So the bill did not pass.

No. 33. A bill to amend the 18th section of article 3, chapter 5, of the Revised Statutes of 1843;

Which was read a third time, and passed.

No. 37. A bill for the relief of Betsey Ann Simpson;

Which was read a third time, and passed.

No. 26. A bill to increase the salary of the Probate Judge of Posey county, in the State of Indiana;

Which was read a third time, and passed.

No. 61. A bill for the relief of the heirs of of William Shultze, deceased;

Which was read a third time, and passed.

No. 64. A bill to extend the time of holding the sessions of the Board of County Commissioners of Montgomery county;

Which was read a third time, and passed.

No. 67. A bill to amend the act entitled "an act to change the time of holding the Probate Court in Franklin county, approved February 15th, 1848;

Which was read a third time, and passed.

No. 68. A bill to amend an act entitled "an act to change the mode of electing Grand Jurors in the county of Orange;

Which was read a third time, and passed.

No. 69. A bill to enable the trustees of the Harrison county seminary to convey certain lots therein named;

Which was read a third time, and passed.

No. 29. A bill to incorporate the Central Plank Road Company;

When Mr. Hamrick proposed the following amendment:

Amend section 3, by inserting after the word year in 6th line, the words "for the space of twenty days or."

Objection being made, the amendment was not adopted.

Whereupon, Mr. Hanna moved to recommit the bill to the same committee, with the following instructions:

That said committee be instructed to insert provisions to the effect that said corporation shall be permitted to compute dividends at such times as the Directors may determine upon, but that such dividends or profits shall not be paid to the stockholders until said road is fully completed and in good repair; but that at each computation of dividends as aforesaid, the same shall be reinvested in stock in said road; and that all the means of said company arising from stock paid in, dividends computed as above, or otherwise, as fast as the same shall be received, shall be immediately appropriated to the construction, repair, and continuation of said work.

Whereupon,

Mr. Hamrick moved to lay the motion to recommit with instructions, on the table,

Which was decided in the affirmative.

The question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Hufferstetter, James, Kinnard, Martin, Millikin, Montgomery, Morgan, Morrison, Odell, Read of C., Reid of U., Teegarden, Walker, and Walpole—27.

Those who voted in the negative are,

Messrs. Berry, Brugh, Dawson, Ellis, English, Garver, Hanna, Hardin, Malott, Porter, and Woods—11.

So the bill passed.

No. 14. A bill to amend an act to incorporate Anderson's Collegiate Institute ;

Which was read a third time and passed.

No. 71. A bill to amend an act entitled "an act to amend an act entitled an act to incorporate the Knightstown and Shelbyville Railroad Company," returned by the Governor to the Senate February 11th, 1848 ;

Which was read a first time, and,

The question being, "shall the bill pass?"

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Buckles, Dawson, Eddy, Graham, Hanna, Huffstetter, Kinnard, Lyon, Malott, Millikin, Montgomery, Morrison, Odell, Porter, Sleeth, Walker, Walpole, and Winstandley—21.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Garver, Hamrick, Harver, Herod, Holloway, Houghton, Hubbard, Morgan, and Woods—15.

So the bill passed.

No. 22. A bill to amend the charter of the Rushville and Shelbyville Railroad Company ;

Which was read a third time and passed.

No. 36. A bill to amend chapter 30, section 29, of the Revised Statutes of 1843 ;

Which was read a third time, and,

The question being, "shall the bill pass?"

Pending the same, and before the question was taken,

On motion by Mr. Hendricks,

The Senate adjourned.

Two o'clock, P, M.

Senate met.

The Senate then proceeded to the consideration of the question pending at the adjournment;

And the question being, "shall the bill pass?"

It was decided in the negative.

So the bill did not pass.

No. 3. A bill (of the House) to compel non-resident land owners to pay a road tax equal to that paid by resident proprietors;

Which was read a third time and passed.

No. 43. A bill amendatory of the act relative to the practice of law, and also of the acts in force relative to the sale of lands on execution;

The bill read a third time, and passed; when,

Mr. Herod moved to amend the title to the bill by striking out the words "and also of the acts in force relative to the sale of lands on execution;"

Which was decided in the affirmative, and the title was amended.

No. 47. A bill to amend article 7 of chapter 45 of the Revised Statutes of 1843;

Which was read a third time, and,

The question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Buckles, Cassatt, Cornett, Dawson, Dole, Eddy, Ellis, Evans, Graham, Hanna, Harvey, Hendricks, Herod, Holloway Hubbard, Huffstetter, James, Miller, Morgan, Randall, Read of C. Reid of Union, and Sleeth—23.

Those who voted in the negative are,

Messrs. Adams, Allen, Brugh, Conduit, Day, English, Garver, Hamrick, Hardin, Houghton, Kinnard, Lyon, McCarty, Martin, Millikin, Montgomery, Morrison, Odell, Porter, Rousseau, Teegarden, Walker, Walpole, Winstandley, and Woods—25.

So the bill did not pass.

No. 53. A bill to amend section eighty-two, chapter six, of the Revised Statutes of 1843, extending the use of the State Library to Professors and Teachers;

Which was read a third time and passed.

No. 58. A joint resolution relative to the soldiers of the late war with Great Britain ;

Which was read a third time and passed.

No. 66. A bill to amend an act, entitled " An act to incorporate the Moscow and Bloominggrove Turnpike Company," approved January 15th, 1849 ;

Which was read a third time and passed.

No. 72. A bill for the relief of Herman Henry Kluter and Frederick William Kluter, of the county of Ripley, Indiana ;

Which was read a second time and ordered to be engrossed for a third reading.

On motion by Mr. Buckles,
The Senate adjourned.

~~~~~

SATURDAY MORNING, DECEMBER 15, 1849.

Senate met.

The President being absent,

On motion by Mr. English,  
Mr. Read of C. took the Chair.

The journal of the preceding day was read.

PETITIONS PRESENTED.

By Mr. Millikin,

The petition of George Conner praying for relief ; which,

On motion by Mr. Millikin,

Was referred to the committee on claims.

The previous order of business was suspended, and

On leave granted the following bill was introduced :

No. 124. A bill for the relief of George W. Potter, of Knox county ;

Which was read a first time, and

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Ellis,

The rules were further suspended, the bill read a third time and passed.

By Mr. Evans,

From the religious society of Friends, praying the Legislature to vest them with corporate powers, and respectfully ask a passage of an act of incorporation ;

Which was read and referred to a select committee consisting of Messrs. Evans, Harvey, and Reid of U.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Randall, from the judiciary committee :

MR. PRESIDENT :

The committee on the judiciary to whom was referred a resolution of the Senate instructing the committee to "inquire into the policy and expediency of so changing the existing law as to make the administrators and executors competent witnesses in all actions prosecuted against them as such administrators or executors," have had the same under consideration, and directed me to report to the Senate that it is inexpedient to legislate upon the subject of said resolution.

Which report was concurred in.

By Mr. Reid, of U., from the committee on the judiciary :

MR. PRESIDENT :

The committee on the judiciary, to whom was referred the resolution of the Senate, instructing said committee to inquire into the expediency of reporting by bill a rule for confirming all devises of lands. &c., bequeathed in any last will for charitable purposes, have had the same under consideration, and requested me to draft a bill for that purpose, and the said committee have carefully examined the same, and now report the said bill to your honorable body, and unanimously recommend its passage.

No. 125. A bill for confirming and carrying out all charitable devises, &c. ;

Was read a first time and passed to a second reading.

#### REPORTS FROM SELECT COMMITTEES.

By Mr. Brugh,

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of Delaware county praying that certain territory therein mentioned be annexed to the county of Blackford, have had the same under consideration, and a majority of said committee have directed me to report the following bill :

No. 126. A bill to attach certain territory to the county of Blackford ;

Was read a first time and passed to a second reading.

# RESOLUTIONS INTRODUCED.

By Mr. Conduit.

*Resolved*, That the Senate will, the House of Representatives concurring therein, adjourn *sine die* on Wednesday, the 7th day of January next.

Mr. Hanna proposed the following amendment:—

Strike out the words “7th day of January” and insert in lieu thereof the “21st day of December;”

Whereupon Mr. Holloway moved to amend the amendment,

By striking out “21st of December” and insert in lieu thereof “31st of December;”

When Mr. Rousseau moved to lay the resolution and pending amendments on the table; and

The ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Day, English, Evans, Garver, Hamrick, Hanna, Hardin, Herod, Huffstetter, Kinnard, Lyon, Malott, Miller, Morrison, Odell, Porter, Randall, Reid of U., Rousseau, Sleeth, Walker, Winstandley, and Woods.—29.

*Those who voted in the negative are,*

Messrs. Conduit, Cornett, Dawson, Dole, Eddy, Ellis, Graham Harvey, Hendricks, Holloway, Houghton, Hubbard, McCarty, Martin, Millikin, Montgomery, Morgan, Read of C., Teegarden, and Walpole.—20.

So the resolution and pending amendments were laid upon the table.

By Mr. Winstandley,

*Resolved*, That the committee on education inquire into the expediency of repealing that portion of section 2 embraced within brackets, and section 3 of an act entitled “an act to increase and extend the benefits of common schools;” also to amend section 7, of said bill so that the distribution of the school fund shall be made semi-annually instead of annually.

Which was adopted.

## BILLS INTRODUCED.

By Mr. Millikin,

No. 127. A bill to authorize a company to construct the Kings Ridge and Moores Hill Turnpike ;

Which was read a first time and passed to a second reading.

By Mr. Cornett,

No. 128. A bill to authorize a company to construct the Harts Mill and Marion Turnpike ;

Which was read a first time and passed to a second reading.

By Mr. Woods,

No. 129. A bill to change the time of holding the Circuit and Probate Courts in the county of Switzerland ;

Which was read a first time and passed to a second reading.

When the Senate proceeded to

## THE ORDERS OF THE DAY.

*Bills on their Third Reading.*

No. 5. A bill (of the House,) to authorize the county commissioners of Clark county to establish an additional place of holding elections in Wood township of said county ;

Which was read a third time and passed.

When Mr. Walpole moved to amend the title as follows :—

Strike out all after the word “bill” and insert as follows in lieu thereof, “establishing additional places of holding elections in certain counties therein named.”

Which amendment was adopted.

No. 72. A bill for the relief of Herman Henry Kluter and Frederick William Kluter, of the county of Ripley, Indiana ;

Which was read a third time, and passed.

No. 99. A bill to amend the charter of the Indianapolis and Bellefontaine railroad company ;

Which was read a third time, and passed.

No. 120. A bill to divorce Hannah S. Martin and Richard C. Martin ;

Which was read a third time, and,

The question being, shall the bill pass ?

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Berry, Brugh, Cassatt, Conduit, English, Garver, Graham, Hardin, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Kinnard, McCarty, Miller, Millikin, Montgomery, Odell, Read of Clark, Rousseau, Sleeth, Teegarden, Walker, Walpole, and Woods—29.



*Those who voted in the negative are,*

Messrs. Buckles, Cornett, Day, Dawson, Eddy, Ellis, Evans, Hamrick, Hanna, Harvey, Lyon, Malott, Martin, Morgan, Morrison, Porter, Reid of Union, and Winstandley—18.

So the bill passed.

#### BILLS ON THEIR SECOND READING.

No. 73. A bill for the relief of Sibil R. Dekearman ;  
Which was read a second time ; when,  
Mr. Evans proposed the following amendment :

Add the following proviso :

*“ Provided, That it shall not be lawful for her, the said Sibil R. Dekearman, to enter into the bonds of matrimony with any other person except the said Francis Dekearman, during her natural life.”*

Which amendment was not adopted.

Whereupon,

Mr. Martin offered the following amendment :

Amend by adding in the proper place the following :

*“ And, also, the bonds of matrimony be dissolved between Geo. Lotterer and Eunice Lotterer.”*

Which was adopted.

Whereupon,

Mr. Walpole moved a reconsideration of the vote adopting Mr. Martin's amendment, and

It was reconsidered.

When,

Mr. Martin withdrew his amendment.

When,

Mr. Rousseau moved the following amendment :

*• Amend by striking out all in relation to the disposition of the child and to the civil obligations between the parties, except the marriage tie.*

Which was adopted ; when,

Mr. Ellis moved to reconsider the vote on Mr. Rousseau's amendment, and,

It was reconsidered ; and

The question again recurring on the amendment proposed by Mr. Rousseau,

It was decided in the negative, and,

The amendment was not adopted ; when,

Mr. Rousseau moved to amend as follows :

Strike out the second section.

Which was not adopted.

The question then being, shall the bill be engrossed for a third reading?

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the Affirmative are :*

Messrs. Adams, Allen, Berry, Brugh, Cassatt, Conduit, English Garver, Graham, Hardin, Hendricks, Holloway, Houghton, Hubbard, Huffstetter, Martin, Miller, Millikin, Montgomery, Odell, Randall, Read of Clark, Sleeth, Teegarden, Walker, Walpole, and Woods  
—27.

*Those who voted in the Negative are :*

Messrs. Buckles, Cornett, Day, Dawson, Eddy, Ellis, Evans, Hamrick, Hanna, Harvey, Herod, Kinnard, Lyon, Malott, McCarty, Morgan, Morrison, Porter, Reid of Union, Rousseau, and Winstandley  
—21.

So the bill was ordered to be engrossed for a third reading.

Mr. Eddy moved "to reconsider the vote heretofore taken, by which, bill

No. 55. A bill for the relief of George Lotterer of Lagrange county,

Was indefinitely postponed ;" and,

The question being on the reconsideration of the vote,

It was decided in the affirmative, and the vote was reconsidered ; and,

On motion by Mr. Eddy,

The bill was referred to a select committee consisting of Messrs. Eddy, Martin, and Rousseau.

On motion by Mr. Montgomery,

The previous order of business was suspended ; when,

Mr. Montgomery offered the following resolution :

*Resolved*, That when the Senate adjourn, it will adjourn to meet on Monday morning next, at 9 o'clock ;

When,

Mr. Miller moved to lay the resolution on the table ;

Which was decided in the negative, and the resolution was not laid on the table.

The question again recurring on the adoption of the resolution,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Allen, Berry, Brugh, Dole, Garver, Graham, Hamrick, Hardin, Holloway, Houghton, Kinnard, Lyon, Malott, Martin, Montgomery, Porter, Randall, Reid of Clark, Rousseau, Sleeth, Teegarden, and Walker—22.

*Those who voted in the negative are,*

Messrs. Adams, Buckles, Cassatt, Conduit, Cornett, Day, Dawson, Eddy, Ellis, English, Evans, Harvey, Hendricks, Herod, Hubbard, Huffstetter, McCarty, Miller, Millikin, Morgan, Morrison, Odell, Reid of Union, Walpole, Winstandley, and Woods—26.

So the resolution was not adopted.

Mr. Walpole moved to reconsider the vote on the passage of bill No. 71. An act to amend an act entitled "an act to amend an act entitled an act to incorporate the Knightstown and Shelbyville Railroad company," returned by the Governor to the Senate February 11th, 1848 ;

And the question being on the reconsideration of the same, and before the question was taken,

On motion by Mr. Lyon,  
The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

On motion by Mr. Harvey,  
Mr. Read of Clark took the Chair ;  
When,

The Senate proceeded to the consideration of the question pending at the adjournment.

The question being, will the Senate reconsider the vote ?

When,

Mr. Garver moved the previous question ;

Which was seconded.

The question then being, shall the main question be now put ?

It was decided in the affirmative.

And the main question being, will the Senate reconsider the vote ?

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Holloway, Houghton, Hubbard, Morgan, Odell, and Woods—13.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Evans, Garver, Graham, Herod, Kinnard, Lyon, Malott, McCarty, Miller, Milliken, Montgomery, Morrison, Randall, Read of C., Reid of U., Rousseau, Sleeth, Walker, and Winstandley—27.

So the Senate refused to reconsider the vote.

No. 74. A joint resolution relating to the three per cent. fund ;  
Which was read a second time ; and,

On motion by Mr. Holloway,  
Referred to the committee on federal relations.

No. 75. A joint resolution on the subject of the New Territories acquired from Mexico ;

Which was read a second time ; and,

On motion by Mr. Milliken,  
Referred to the committee on federal relations.

No. 76. A joint resolution on the subject of the Michigan City Harbor ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 78. A bill providing for changes of venue in the probate courts of this State ;

Which was read a second time ; and,

On motion by Mr. Herod,  
Referred to the judiciary committee.

No. 80. A bill to extend the powers of the President and Trustees of the town of Columbus ;

Which was read a second time ; and,

On motion by Mr. Herod,

The rules were suspended and the bill considered engrossed, read a third time and passed.

No. 81. A bill authorizing the Board doing county business for the county of Morgan, to continue in session ten days, at their March and June terms ;

Which was read a second time ; and,

On motion by Mr. Conduit,

The rules were suspended and the bill considered as engrossed, read a third time and passed.

No. 82. A bill to amend an act entitled an act to incorporate the City of Richmond, Wayne county, Indiana ;

Which was read a second time ; and,

On motion by Mr. Holloway,

Referred to the committee on corporations.



No. 84. A bill fixing the salaries of trustees of the Wabash and Erie Canal;

Which was read a second time; and,

On motion by Mr. Miller,

Referred to the committee on finance.

No. 85. A bill to amend an act entitled an act to incorporate the Rushville and Lawrenceburg Railroad Company, passed at the 32d session of the General Assembly of the State of Indiana;

Which was read a second time; when,

Mr. Hubbard moved to refer the bill to a select committee; when,

Mr. Milliken moved to refer the bill to the committee on corporations;

Which was decided in the affirmative, and the bill referred to the committee on corporations.

No. 86. A bill to vacate part of a street therein designated;

Which was read a second time; and,

On motion by Mr. Hubbard,

Referred to a select committee consisting of,

Messrs. Hubbard, Morgan, and Berry.

No. 87. A bill to incorporate Logansport Insurance Company;

Which was read a second time; and,

On motion,

Referred to the committee on corporations.

No. 88. A bill to repeal a certain act therein named;

Which was read a second time;

On motion,

Referred to the judiciary committee.

No. 89. A bill to locate a State road in the counties of Martin, Orange, and Crawford;

Which was read a second time; and,

On motion by Mr. Huffstetter,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 90. A bill to compel speculators to pay a road tax equal to that paid by actual settlers, in Noble county;

Which was read a second time; when,

Mr. Dawson offered the following amendment:

Strike out all from the enacting clause, and insert the following:

That there shall be assessed and collected in the county of Noble, for the purpose of repairing, constructing, and making roads in said county, the sum of two cents on each and every acre of land lying and being within the limits of said county subject to taxation, and on town lots with the improvements thereon, which are subject to taxation, the sum of fifteen cents on every one hundred dollars valuation thereof, except in the township of Perry in said county, in which township there shall be assessed and collected for the purpose aforesaid the sum of one cent on each and every acre of land lying and being in said township subject to taxation, and on town

lots with the improvements thereon, in the said township of Perry, which are subject to taxation, the sum of twenty cents on each and every one hundred dollars valuation thereof, which shall be in lieu of all taxes on both real and personal property for road purposes in said county, the same to be assessed and collected as the taxes are assessed and collected for State and county purposes: *Provided*, That the same may be worked out under the direction of the supervisor of the road district in which the tax is laid, at the rate of eighty cents per day, previous to the first day of October in each year, and the supervisor's receipt or certificate therefor shall be received by the treasurer of said county in discharge of said tax, or so much thereof as shall have been worked out in the manner and time aforesaid; and the money arising from and under this act, when collected, shall be paid into the county treasury of said county for the use of the respective road districts in said county from which said money may be collected.

Sec. 2. That so much of the road tax that may be paid into the county treasury of said county, as belongs to each township, shall be paid to the township treasurers of said townships respectively, on or before the first Monday of July in each year on an order drawn by the county auditor.

Sec. 3. At the time the county treasurer makes such payment, the county auditor shall certify to the township clerk the amount so paid by the county treasurer to the township treasurer; and it shall be the duty of said township clerk to record said certificate in the record book of the proceedings of the township trustees, which shall stand as a charge against said township treasurer.

Sec. 4. The county auditor shall, on or before the first Monday in June in each year, furnish each of said township treasurers a list and statement of lands and town lots upon which taxes have been paid, and the amount paid upon each tract or lot.

Sec. 5. The township treasurer shall, so soon as he shall have received the road tax, or any part thereof of his township, certify to each supervisor the amount in his hands belonging to said supervisor's district.

Sec. 6. The supervisor shall, upon receiving the certificate of the township treasurer, proceed to expend the moneys belonging to his district as now provided by law, and give an order or draft upon the township treasurer for the amount of labor done by order of said supervisor, which order shall be redeemed by said treasurer to the amount of moneys in his hands belonging to said district.

Sec. 7. Whenever there shall be in the hands of any township treasurer the sum of four dollars or upwards, subject to the order of any supervisor for the use of roads in his district, he shall give ten days' public notice of the time and place, by advertisements posted in three of the most public places in his district, and an additional notice posted up at the usual place of holding elections in said township, that he will let it to the lowest bidder, road work, to the amount of funds in the hands of the treasurer aforesaid, and

the said supervisor shall thereupon let out, to the lowest responsible bidder, such of the road work in his district as he shall think most advantageous to the public interest.

Sec. 8. It shall be the duty of the county auditor, on or before the first Monday of March in each year, to make out and furnish each township clerk with a list of all town lots and lands subject to taxation, with the amount of road tax thereon, as shall appear by the duplicate of the preceding year, and the said township clerk shall, on or before the first Monday of May in each year, make out and deliver to each supervisor in his township, a like list of his district.

Sec. 9. And in addition to the said road tax, as specified in section first of this act, all male inhabitants in said county, between the ages of twenty-one and fifty years (persons exempt by law or excused by the board doing county business excepted) shall work only one day on the road in each year under the directions of their respective supervisors, and in default thereof shall pay the sum of eighty cents respectively, which shall be collected by the supervisors in said county according to the law now in force.

Sec. 10. The supervisors shall keep an account of the work done by each person, and the amount of money collected by him or coming to his hands, and of the source from whence the same was derived; and also an account of his disbursements and of the objects and purposes for which said disbursements were made, and shall file a statement thereof, verified by his oath or affirmation, with the township trustees, together with a list of the names of all persons in his district liable to perform highway labor, on or before the first Monday in June next after the expiration of his term of office, and shall at the same time pay to his successor in office all road moneys remaining in his hands, and make settlement with said trustees; and said trustees are hereby authorized, upon such settlement, to allow said supervisor any sum they may think reasonable, not exceeding seventy-five cents per day, for every day he may have been faithfully and diligently engaged in transacting the business of his district, after deducting his own liabilities, which shall be paid out of any moneys in the said township treasury not otherwise appropriated.

Sec. 11. It shall be lawful for any supervisor in said county of Noble to work out, either by himself or agent, directly or indirectly, any tax by this act authorized to be assessed, except that charged against himself or his property, or against property on which he may at the time have a lien; nor shall it be lawful for any supervisor to give a receipt or certificate for work before said work shall have been absolutely done; nor shall it be lawful for any supervisor to give an order or orders, draft or drafts, on the township treasurer for road money until the work for which said order or orders, draft or drafts shall be given shall have been completed; nor shall it be lawful for any supervisor to give a receipt or certificate for work done under the provisions of the first section of this act, which



work shall not have been done on or before the first day of October in each year.

Sec. 12. Any supervisor offending against any of the provisions of sections ten or eleven of this act shall, upon conviction thereof by presentment or indictment in the circuit court, be fined in any sum not exceeding one hundred dollars.

Sec. 13. The county treasurer shall not be allowed any commission or per centage on road tax receipts, or certificates received by him as contemplated in the first section of this act.

Sec. 14. All laws and parts of laws conflicting with the provisions of this act be, and the same are hereby repealed so far as the county of Noble is concerned.

Sec. 15. This act to take effect and be in force from and after its passage; and it is hereby made the duty of the Secretary of State to forward a duly certified copy of this act to the auditor of Noble county.

Which amendment was adopted.

And,

On motion by Mr. Dawson,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 91. A bill to amend the 138th section of the 45th chapter of the Revised Statutes of 1843;

Which was read a second time, and,

On motion by Mr. Sleeth,

Referred to the judiciary committee.

No. 92. A bill to amend the act incorporating the Junction Railroad Company;

Which was read a second time, and,

On motion by Mr. Hubbard,

Referred to the committee on corporations.

No. 93. A bill in relation to costs in certain cases;

Which was read a second time, and,

On motion by Mr. Ellis,

Referred to the judiciary committee.

No. 94. A bill to repeal the first clause of section 175 of chapter 40 of the Revised Statutes of 1843;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 95. A bill amendatory of an act, entitled "An act to incorporate the Delphi and Frankfort Plank Road Company," approved January 15, 1849;

Which was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 96. A bill directing the Secretary of State to make a patent for a certain lot in the town of Indianapolis to Samuel Henderson;



Which was read a second time, and ordered to be engrossed for a third reading.

No. 97. A bill relative to the national monument at Washington; Which was read a second time, and

On motion by Mr. Hamrick,

The rules were suspended, the bill considered engrossed, read a third time, and passed.

No. 98. A bill to repeal an act authorizing jailors to discharge prisoners in certain cases;

Which was read a second time, and

Ordered to be engrossed to a third reading.

No. 100. A joint resolution instructing Senators upon the subject of the franking privilege;

Was read a second time, and

On motion by Mr. Eddy,

Referred to the committee on federal relations.

On motion by Mr. Buckles,

The order of business was suspended, and, on leave being granted, introduced the following resolution :

*Resolved*, That the committee on the judiciary be, and they are hereby authorized to send for persons and papers in reference to all matters that may be submitted to said committee during the present session of the General Assembly.

Which was adopted.

On motion by Mr. Hubbard.

The order of business was suspended, and leave being granted, Mr. Hubbard presented

The petition of Willis Buzan, for a patent for certain canal lands therein named; which,

On motion by Mr. Hubbard,

Was referred to the judiciary committee.

No. 101. A bill for the relief of James Gallatly and others therein named;

Was read a second time, and

On motion by Mr. Rousseau,

Referred to a select committee, consisting of

Messrs. Rousseau, Hana, Herod, Millikin, and Lyon.

No. 102. A bill to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly, relative to laying out, repairing, opening, changing, and vacating public highways, and to the erection and repair of bridges," and to amend the same so far as relates to the county of Wabash;

Which was read a second time, and

On motion by Mr. Cassatt,

Referred to a select committee, consisting of

Messrs. Cassatt, Harvey, and Day.

No. 103. A bill to amend the charter of the city of Evansville;

Was read a second time, and

On motion by Mr. James,  
Referred to the committee on corporations.

No. 104. A bill to incorporate the Tippecanoe Fire Company ;  
Was read a second time, and

On motion by Mr. Odell,  
Referred to a select committee, consisting of  
Messrs. Odell, Dole, and Montgomery.

No. 105. A bill to incorporate the Grand River Manufacturing  
Company ;

Was read a second time, and

On motion by Mr. Ellis,  
Referred to the committee on corporations.

No. 106. A bill to legalize the acts of the Board of County Commissioners of the counties of St. Joseph, Marshall, and Fulton, in assessing the road taxes in said counties, for the year 1849 ;

Was read a second time, and

On motion by Mr. Eddy,  
The rules were suspended, the bill considered engrossed, read a third time, and passed.

No. 107. A bill to incorporate the Indiana Asbury Female College ;

Which was read a second time, and

On motion by Mr. Winstandley,  
Referred to the committee on corporations.

No. 108. A bill to authorize the voters of Martin and Daviess counties to vote at any township in their respective counties ;

Which was read a second time, and,

On motion,  
Referred to the committee on elections.

No. 107. A bill regulating the road laws in the county of Monroe ;

Which was read a second time, and,

On motion by Mr. Adams,  
The rules were suspended, the bill considered as engrossed, read a third time, and passed.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 52. An act to authorize the Governor, Auditor, and Treasurer of State to borrow money to pay the interest due on the funded debt, on the first day of January and first day of July, 1850.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled bills thereof :

No. 16. An act to define the jurisdiction of justices of the peace in the county of Hamilton.

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Garver,  
The Senate adjourned.

MONDAY MORNING, DECEMBER 17th, 1849.

The Senate met.

On motion by Mr. Garver,  
Mr. Read of C. took the chair.

The Journal of Saturday was read and corrected.

The President *pro tem.* laid before the Senate a communication from the Agent of State, in regard to said agency.

Which was read, and,

On motion by Mr. Morrison,

Was referred to the same select committee to which the bill on that subject had been referred.

PETITIONS, MEMORIALS, AND REMONSTRANCES.

By Mr. Buckles,

The remonstrance of John Crow, David Heal, and 90 others, against attaching a part of the Territory of the county of Delaware to the county of Blackford ;

Which was read, and,

On motion by Mr. Buckles,  
Laid on the table.

By Mr. Buckles,

The remonstrance of Alex Davis and 115 others, against attaching the Territory of the county of Delaware to the county of Blackford ;

Which was read, and,

On motion by Mr. Buckles,

Laid on the table.

By Mr. Holloway,

The petition of sundry citizens of Indiana upon the subject of granting license to vend spirituous liquors, &c. ;

Which was read, and,

On motion by Mr. Holloway,

Was referred to the same select committee to which similar petitions had been referred.

By Mr. Woods,

The petition of sundry citizens of Switzerland county, upon the subject of granting license to vend spirituous liquors, &c. ;

Which was read, and,

On motion by Mr. Woods,

Was referred to the same select committee to which similar petitions had been referred.

By Mr. Harvey,

The petition of James Wright and others of Hendricks county praying a change of the name of the town of Springfield in said county, to that of Springtown ;

Which was read, and,

On motion by Mr. Harvey,

Was referred to a select committee consisting of, Messrs Harvey, Hanna, and Montgomery.

By Mr. Berry,

The petition of sundry citizens of Franklin county, praying the Legislature to amend an act entitled "An act to define the jurisdiction of Justices of the Peace, in their several counties therein named," approved January 16, 1849 ;

Which was read, and,

On motion by Mr. Berry,

Was referred to a select committee, consisting of Messrs. Berry, Evans, and Morgan.

By Mr. Buckles,

The petition of Enock Nation and others, in reference to township No. 19, in Delaware county ;

Which was read, and,

On motion by Mr. Buckles,

Was referred to a select committee, consisting of Messrs. Buckles, Garver, and Walpole.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Buckles, from the judiciary committee :

MR. PRESIDENT :

The committee on the judiciary pursuant to the instructions by resolution of the Senate, requiring said committee to "inquire into



the propriety of reporting a rule for the appraisement and sale of real estate subject to dower, when ordered to be sold on execution or decree of court, so that the same shall be appraised and valued, as if without any encumbrance, and that one third of the amount thereof, be retained as a lien, thereon, until the death of the wife, when the said amount retained, be brought into court, subject to the order of the court (in the event of the husband surviving the wife) otherwise, the right of the wife to her dower in said lands to remain unimpaired, provided she is the survivor," have had the same under consideration, and directed me to report, that in the opinion of said committee the subject matter of said resolution is one that will, in all probability be fully considered and a proper and satisfactory rule in reference thereto, adopted by the convention soon to be called for the purpose of revising and amending the Constitution of the State; therefore said committee deem further legislation upon this subject inexpedient at this time.

Which report was concurred in,  
By Mr. Sleeth, from the judiciary committee :

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill No. 65, of the Senate, have had the same under consideration and a majority of said committee have instructed me to make the following report on the same :

The bill under consideration purported to be an act revisatory and amendatory of the laws now in force concerning our colored population. That the present laws in some cases operate harshly and unjustly on the white man, as well as the black, or that a revision and an amelioration of said laws ought to be made, your committee cannot deny, and were it not that the organic laws of the State are so soon to undergo a thorough revision by a convention during the ensuing year, where the present black laws as they are commonly named, can as well as the constitutional laws of the State, and doubtless will be examined. We might have recommended some alteration and amelioration of the present laws which operates on black men, at the present session, but as it is, we do not think it advisable to take any specific action on them at present, but recommend that the principles involved in the present bill be submitted to the people in their primary assemblies, as a question demanding their attention, and when once the sense and feeling of the whole State is obtained, your honorable body will be more able to legislate advisedly on the subject; wherefore, your committee return the present bill with this report for the consideration of the Senate, all of which is respectfully submitted.

Which report was concurred in, and,  
The report and bill were laid upon the table.

By Mr. Ried of U., from the committee on canals and internal improvements :

MR. PRESIDENT :

The committee on canals and internal improvements, to whom bill No. 70, with the amendments and the memorial of the President and Directors of the White Water Valley Canal Company, were referred, have had the same under consideration, and the majority of said committee have instructed me to make the following report to your honorable body, with the accompanying amendment, request that the Senate may carefully examine the same, and pass said bill according to law :

The majority of said committee cannot but congratulate the directors of said company, on the present fortunate event, that the canal, at the present time, is in a navigable order, the same being a matter of great importance, not only to the section of country through which it passes, but to the State, in its reputation and in its finances. Its location and facilities having induced the investment of much capital in manufactories of almost every description, have greatly enhanced the value of real estate throughout its extent—from the Ohio river to Hagerstown, in Wayne county, and thereby greatly increased the value of the taxable property along said line, and tended to replenish the almost once empty coffers of this State. The stockholders represent to us, and we have no reason to doubt the truth of their representations, that the said canal is now navigable and in good state of repair, that they have expended in its construction, about \$473,000, and in its repairs, about the sum of \$257,000—principally on that part of the canal which was done under the directions of the State, and which was transferred to the company by the State, as an inducement to the company, to complete the remainder of the work, as originally contemplated by the State.

Your committee further report that the stockholders, in their exertions to complete the said work, and to maintain it in navigable order, have exhausted all their available means, both as a company and as individuals, and that they are fearful that they can maintain it no longer, or repair the breaches which the ensuing winter and spring floods may cause in its embankments, or be destructive to its locks and aqueducts, which is almost expected with certainty ; and if such should occur, from the freshness of many of the embankments, and the want of time to settle and mature the brick and stone work so recently done, the company look forward with apprehension and fear for the loss and damage which must naturally follow, destroying entirely the capital stock of the company, and the prospects of its friends.

Your committee would further report, that should such misfortunes befall the company, as we have above depicted, it would be not only ruin to the company, but irreparable loss to the manu-

factories along the margin of said canal, and to the farming interest generally, in the counties of Dearborn, Franklin, Rush, Fayette, Union, Wayne, and Henry, all of which, in a smaller or greater degree, look to the canal as the great channel by which their surplus produce is forwarded to market. Such being the fact, and from the present inability of the stockholders to repair said work, should a serious break occur, in time to secure and keep up navigation ; they have offered to the State, a relinquishment of all their interest in the said work, provided that the State assumes the debts and liabilities of the company, caused chiefly for the cost and expense of extraordinary repairs, and which are outstanding against said company, amounting to about \$373,000, and keep the said canal in good navigable order and repairs. Or the company pray that the State may relinquish the lein or right of redemption, which it holds on the company and canal, at the end of fifteen years from the passage of the original act of incorporation. All of which is shown more fully by the said memorial of the said company, duly signed by the President thereof, which memorial, the majority of your committee adopt as a part of this report, and insert the same by way of incorporation, as follows, viz :

*To the Honorable, the General Assembly of the State of Indiana :*

Your memorialists, the White Water Valley Canal Company, respectfully show that the State of Indiana, under the general internal improvement system, constructed the White Water Canal from Lawrenceburgh, on the Ohio river, to Brookville, a distance of 31 miles, at a cost of \$664,665 ; and that the State expended on said canal, between Brookville and the National Road, at Cambridge City, in work and procuring materials, the sum of \$337,569, and that after the suspension of the internal improvements of the State, in 1839, the completed portion of said canal was of but little advantage to the citizens of the State, and did not yield enough to defray the expenses of ordinary repairs and superintendence, but was an annual charge upon the State treasury, and the unfinished portion of the same rapidly dilapidating and the materials going to decay and loss, and no prospect of making the work one of public utility on the part of the State. The General Assembly, on the 20th day of January, 1842, from a laudible spirit to enable the citizens of that part of the State, to realize something from the expenditure of public money on the work, incorporated your memorialists with power to construct the unfinished part of said canal, and ceded to them all the rights, immunities, privileges, and claims of the State, in and to said canal and everything appertaining thereto, reserving to the State the right to resume said canal at the expiration of 15 years, by paying your memorialists the amount expended by them in constructing and completing said canal, and if the State should not resume said canal, at the expiration of 15 years, then your memorialists were to pay the State all the profits over



and above eight per centum per annum on the cost of construction by them, and also reserving to the General Assembly the right to repeal said act of incorporation, to take effect on paying your memorialists the amount expended by them in constructing said canal. Your memorialists further show that they raised the estimated amount of stock to complete said canal, and in Nov., 1843, completed the same to Laurel, in Franklin county, a distance of 15 miles above Brookville, that in June, 1845, they completed said canal to Connersville, and in October, 1845, they completed said canal to Cambridge City, so as to make the same navigable throughout the entire line, at the cost of \$473,000, besides some unliquidated claims to damages for right of way, injury to water power, &c., which may amount to from \$10,000 to \$20,000. That said canal became an important thoroughfare for exports and imports, that large amounts of valuable water power was thereby created, that mills and machinery of various kinds were erected on the same, at a heavy outlay of capital, that it brought into the State large amounts of capital, and developed and increased greatly the value of property near the line, and thereby augmented the taxes to the State. Your memorialists further show that on the first of January, 1847, before said canal had fully developed its capabilities and before it had acquired that degree of confidence to which its great usefulness entitled it, by an unprecedented and most disastrous freshet in the White Water rivers, the feeder dams at Harrison, the one at Cases, 4 miles below Brookville, the one at Brookville, the one at Laurel, the one at Connersville, the one at the mouth of Greenfork, and the one at Cambridge City, were all washed around and immense channels formed to be filled up. The aqueducts across the west river at Laurel, and across Symons creek, were also swept away, and the foundations of the piers and part of the abutments entirely washed out, besides a large amount of heavy embankments and protection were carried away, and the canal in many places, filled up. It was then estimated by the engineer of the company, that the necessary costs of repairs would amount to \$90,000, and which is now believed to have been below the actual injury. Your memorialists, though then encumbered with an outstanding debt amounting to about \$150,000, drawing interest, set about making the needful repairs and by loans and credit, expended about \$70,000 by the 9th of November, 1847, and had just restored navigation on said canal, except the aqueduct at Laurel, when another freshet occurred and much of the work being incomplete and not compacted, nearly the whole they had done was swept away again, and the engineer of the company estimated the sum necessary to put the canal in good navigable order, at \$80,000. Under these trying and discouraging circumstances, without means and without credit, your memorialists had either to abandon this great highway to utter loss, or to apply to the suffering stockholders and by the aid of an act of the General Assembly, and through the magnanimity of the stockholders, most of whom were otherwise



severe sufferers by the floods, both to their landed property and in business derangements, from suspension of navigation on the canal, your memorialists, by an assessment of \$5 on each share of stock in 1848, and \$2 on each share in 1849, mostly paid by the stockholders in cash, have been enabled to complete all the repairs and restore uninterrupted navigation throughout the entire line, at a cost of over \$100,000 for 1848 and 1849.

Your memorialists further show that all the heavy injuries sustained by the floods, occurred on that part of the canal constructed by the State, that the dams and aqueducts were planned by the State, on a scale too limited to vent the water at high floods, that your memorialists have extended the width of the Harrison feeder dam 213 feet, in addition to its original width in water averaging over 30 feet in depth, and the Case feeder dam, they extended 216 feet in addition to its former width in water from 17 to 23 feet in depth. And the Brookville feeder dam they extended 226 feet in addition to its former width in water, from 7 to 13 feet in depth, the Laurel aqueduct they have extended another span of 80 feet in addition to its former width, the foundations of the abutments and the piers of which were put in by the State, and were all undermined, except the west abutment; they also have extended the Connersville feeder dam fifty feet in width and have doubled the span of the Symons creek aqueduct, that they have raised the abutments and lock heads so as to guard in most of the difficult places against the recurrence of injury from similar floods and they think have added greatly to the general security of the entire work. But your memorialists are overwhelmed with liabilities in their corporate capacity, from their original debts and accruing interest, and new debts contracted in making the repairs and accumulating interest; and to complete the repairs, the members of the board of directors have been compelled to pledge their individual credit to their great detriment as well as peril. But your memorialists are gratified to say the work is completed, and must be of incalculable public utility, through they despair of its ever being profitable to the stockholders; the debts owing by the company, including the assessment raised from the stockholders, your memorialists state to be \$320,000, a part of the latest repairs not being yet estimated, and the stock in the hands of stockholders, \$375,000, making the entire cost of the work now, besides the tolls and profits that have been expended on the work, \$693,000.

Your memorialists further show that in case of any further injury to said canal, they would be utterly unable to raise means to make repairs and that they believe said canal ought to be in the hands of capitalists or in the hands of the State, and they would prefer the latter, so that repairs to the same in case of injury, might be made promptly. But the restriction under which your memorialists hold the same, under the provisions of said act of incorporation, prevent capitalists from making any terms with your memorialist and from purchasing stock in said company, and operate to prevent

your memorialists from effecting loans to pay their floating debts or funding the same; and your memorialist are tired of struggling with their liabilities, and if they do not obtain some relief the stockholders must make a sacrifice of the entire amount invested by them in said canal. Your memorialist are, therefore, of opinion that it would be for their best interests as stockholders and citizens, to surrender the same to the State, on condition the State will provide for the payment to the stockholders, of fifty cents on the dollar, of the money expended in the construction of the canal, either in money or in scrip bearing interest, and they pray your honorable body to accept the same on these terms. But in the event you should decline this liberal offer, they pray you to relinquish the right of the State in the same, as they hope the stockholders might then be able to dispose of their stock at some price, and the canal pass into the hands of men of capital, so as to ensure it being kept up as a public thoroughfare, or it might enable your memorialists to fund their debts and pay the interest thereon, until more prosperous times might arrive. And in the event your honorable body should decline to comply with the foregoing prayers, your memorialists pray that you will make a surrender of their corporate rights and franchises, which they hereby tender to you with their liabilities, trusting to the magnanimity of a great State, to make them some compensation for their outlays in the construction and repairs of said canal, consistent with justice and fairness.

(Signed,)

JOHN S. NEWMAN,

*President of the Board of Directors.*

Having learned by sad experience the impolicy of the State becoming again the owner of public works of this nature, we could not accept the first offer of the stockholders, or recommend that that proposition should be entertained by your honorable body; we turned our attention to the bill presented by the member on behalf of the said company, with the amendments and instructions of the Senate, and your committee having carefully examined the same, were of opinion that the bill was not such a bill as your committee could recommend the passage, either with or without the amendments; and being satisfied that some measure of relief was necessary to be granted to said company; on motion of one of the members of the committee, the bill as originally introduced in the Senate was stricken out from the enacting clause, with all its amendments, and the following bill inserted, which your committee now report back to the Senate with the recommendation of the majority of said committee that the same be passed by your honorable body, which bill as amended said Co. accepts. The object of the present bill is to enable the stockholders either to sell out their stock to capitalists at a fair rate, in order that on the event of any material damage or injury accruing the ensuing winter or spring to the work, it may be speedily repaired. Or provided that they should be unable to sell and dispose of their stock, that they may be en-

abled to obtain a loan from some capitalists, who may be willing to invest their money when the lien is relinquished who now refuse under the present incumbrance.

But your said committee would further report, that as a small consideration for this relinquishment, they have limited the rate of dividends to be divided by said company on the amount of construction and repairs, to ten per centum per annum; and the remainder of profits arising on and accruing from said work, to be paid to the State of Indiana; that with one hand aiding and assisting the citizens of our country, whilst with the other we protect the interest and rights of our beloved State.

A bill similar in its provisions to the present one, passed the Senate last year by a vote of 23 to 17, and passing through the various stages in the House, was there lost on its final passage for want of a quorum voting, the vote being 48 for its passage and 13 against the same; on which vote the Speaker ruling that the bill was lost. See Journal of the Senate, page 323, and Journal of the House, page 496.

Your committee, therefore having thus reported fully their action in the premises, respectfully submit the same for your final decision.

Amendments referred to in the foregoing report :

Strike out from the enacting clause and insert the following in lieu thereof :

That the State of Indiana hereby releases, cedes, and transfers to, and hereby relinquishes to the White Water Valley Canal Company forever, all right of the said State of Indiana to redeem or resume said Canal, or any part of the same; reserving, however, to said State all nett profits made on said Canal over and above ten per centum per annum on the cost of construction and repairs made to same by said company : *Provided*, That said Canal Company shall not reduce the tolls on said Canal below such tolls charged on similar works, the effect of which would be to prevent said company from declaring dividends exceeding ten per centum per annum as aforesaid. And if said company shall at any time wilfully neglect or refuse to comply with the foregoing provisions, then the foregoing relinquishment shall be null and void.

SEC. —. The President and Directors shall annually, in the month of December, report to each branch of the General Assembly the amount of cost of construction and repairs made by said Company on said Canal, designating the cost of construction of said Canal as made by the Company, and separately, the cost of repairs, the rates of toll charged on said Canal, and the annual receipts of water rents and tolls; which report shall be verified by the oaths of the President, Secretary, and Treasurer of said Company.

SEC. —. In the event of said Company wilfully neglecting and refusing to comply with the provisions of the above preceding section of this act, for more than ten days after the sitting of the Legislature, it shall be lawful for the State of Indiana to compel the





said Company to make said report by writ of *mandamus* or *scire facias*, under the pains and penalties of the forfeiting of the afore-said relinquishment.

SEC. — This act to be in force from and after its passage, and shall be deemed a public act.

Whereupon,

Mr. Hanna, from a minority of said committee, made the following report :

MR. PRESIDENT :

The undersigned, having arrived at a conclusion adverse to the opinions of a majority of the committee on canals and internal improvements, in reference to the propositions contained in bill of the Senate No. 70, and the memorial accompanying the same, and the amendments proposed in the Senate, would respectfully offer some reasons which influenced that opinion.

A recurrence to the features of the original charter of the White Water Valley Canal Company, passed in 1842, and an examination of the memorial of said Company, now laid before the Senate, are necessary, to form a just conclusion upon the merits of the bill proposed by a majority of the committee.

It is necessary to premise, before that charter and memorial, and the present bill are considered, that the State had, previous to the year 1842, expended a large amount, to-wit: the sum of about \$1,100,000, as shown by the reports of the proper officers upon that work. The State had become crippled in her resources—her money was all spent—her credit gone—the confidence of the people betrayed—and their hopes blasted in relation to a mammoth system of improvements. It is not to be wondered at, then, that the Representatives of the people, having become thoroughly disgusted at the “grand failure” which had brought ruin upon the country and bankruptcy upon the treasury, should have listened with a willing ear to any proposals which would rid the State authorities of the management of those works. Legislators had been oversighted—the public had been so engaged in the contemplation of great improvements—and the public agents in the division of the spoils—until all appeared to have lost sight of the stern realities which must always, sooner or later, follow a spendthrift system of doing business. When the crash came it appeared to astonish even those who were engaged in the busy scene. Every man was willing to lay the fault at the door of his neighbor; all were willing to say there had been mismanagement somewhere. The consequence of all this was that those who had been active participants in the getting up and carrying on this vast system, were, so far as public trusts were concerned, set aside, and others engaged from the ranks of those who had been, either positively or negatively, opposed to the inception and growth of the system. Men thus elevated felt



it to be a duty they owed their constituents to rid the State of the public works, and her citizens of the public debt. The former they did by seizing hold on the first offers that were made by companies, associations, and sharpers, and granting away the public works upon any terms that were asked; the latter they attempted to do by silently refusing to fulfil our engagements, and in effect repudiating the public debt. It was then that an association of individuals, calling themselves the "White Water Valley Canal Company," knocked at the doors of our halls of legislation, and asked that certain immunities, privileges, and advantages might be granted to them, together with the possession of that great work. Their utmost wishes were gratified. The company was chartered, and that charter we will proceed to examine.

By the 2d section of said act, the State granted to said company her entire interest in said canal, and her estate in, and right and title to the same, and all water privileges and water rents thereto belonging; subject to the stipulation that said company was to complete the said canal to the National road in five years. There was inserted in said section several provisos—some in favor of the State, others in favor of the company.

The State reserved the right to resume the possession of said canal after the lapse of fifteen years from the completion thereof, upon the payment to said company of the full amount of their expenditure upon the same by way of construction. And after the expiration of fifteen years from the completion thereof, if the State did not resume the possession as aforesaid, then she reserved all the nett profits, exceeding eight per cent. on the capital stock by the company invested.

The company has the privilege, at any time before the State resumes as aforesaid, to extinguish the interest of the State, by paying to the State, in money or in *her own bonds*, the amount expended by the State upon said work.

These reservations made by the State are the incumbrances which the company now pray to be released from, together with the right reserved by the legislature, in the last section of said charter, to alter or amend the same.

The reasons urged by the company in their memorial, and by their agent who appeared before the committee, are:

1st. That the company has expended \$473,000 in construction, and about \$200,000 in repairs upon said work.

2d. That by the completion said canal, the real estate in and near White Water Valley is greatly increased in value, and much valuable machinery has been built along the line of said canal, thereby enhancing the aggregate amount of wealth, and consequently the amount of taxes paid into the treasury from that portion of the State.

3d. That through great exertion and considerable enthrallment, the company has succeeded in placing the whole line in a fine state of repair.

4th. That the company has sustained much loss by reason of breaks and freshets, and *if* another break occurs, to a great extent, said company will not be able to repair it.

Let us examine these reasons.

The assertions contained in the memorial that over \$650,000 has been expended by the company, in good faith and economically, might be successfully combatted by showing that many of the transactions of said company in the subscription, payment, and management of the stock in said company, were transacted without any money being actually paid, but that payments were made by the transfer of property at enormous prices.

This reason will account, also, for the very *generous* offer which the company makes to re-transfer said canal to the State—providing the State will pay to said company the one-half of the full amount expended by them. But the undersigned would here state that but little confidence is placed in the offer thus made, when it is remembered that it is within the full knowledge of the company, that the State cannot now redeem, if the work was offered to us at a much less price than fifty cents on the dollar.

As to the second reason offered by the agent of the said company as above, it is apparent that the force of it is greatly weakened when we recollect that, however much the value of property in that portion of the State may be, and doubtless is, enhanced by the construction of said work, the State built that portion of it between Brookville and Lawrenceburgh, and did much work upon that portion north of Brookville, before this company touched it. For the money thus expended the whole people of the State are responsible, and are yearly paying taxes upon the same. If the property in the vicinity of the work has been greatly increased, as alleged, and if the canal is in the fine state of repair, and furnishes the facilities of navigation, which we are led to believe by the statements made before us, then the undersigned cannot perceive any just grounds the people of that vicinity have to ask this grant at our hands; nor have they asked it.

In the consideration of the 3d and 4th reasons, the undersigned might rest satisfied by merely pointing to the original charter granted to said company, by which they were compelled to complete the said canal in five years, and were to keep the same in navigable order. But they tell us they have sustained much loss by the high freshets in the White Water river in 1847. This is certainly true, and is to be lamented. Upon those losses they chiefly base their prayer.

The stockholders in this company associated together for the purpose of making money. The legislature in 1842 granted them the use of the said sum of \$1,100,000 for twenty years, and perhaps longer, without interest. Thus far the speculation has not been profitable, for the reason that it has taken \$200,000 or upwards to make repairs of damages occasioned by the unprecedented floods of 1847. Will the speculation yet be profitable? The undersigned is of the opinion that the canal will hereafter yield a large per cent.

to said company upon the *real* amount expended. If the books of the company were now before us, we will venture the assertion that they would establish the fact that the water rents and tolls, since the same has been finished, will give a yield of ten per cent. It must be recollected, also, that not the one-fourth of the water powers are yet brought into use ; nothing like the business is now done that will be at the end of ten years from this time. An argument used is that the present company will be better able to sell to capitalists, if all restrictions are removed. No one doubts the truth of the proposition. A question arises whether it would be good policy to suffer our works to pass into the hands of non-resident capitalists, by which means the profits would be taken entirely without the borders of our State, and cease to be a part of our circulation. In this connection, it might be well enough to say that it is understood about one-half of the stock of said company is now owned by persons not residing within our State. Not having access to the books of the company, this rumor cannot be vouched for.

The friends of the company say that many of the objections which arise, to an absolute relinquishment, by the State, of all her interests and rights, are obviated by the bill now presented by a majority of the committee. The undersigned cannot so decide. The bill proposed cedes the canal and all interest of the State thereto, to said company, but with a bare reservation of all sums over ten per cent. This reservation amounts to nothing. Under the original charter, the company claimed the right to construct manufactories, mills, and other buildings—thus swallowing up all dividends which might have accrued to the State under the charter, which guarantied to the State all dividends over eight per cent. And it is understood that previous to the disasters of 1847, the company had actually proceeded towards such an investment of the surplus. Those clauses of that charter are yet retained, and under it the company may engage largely in the business of manufacturing, and thus forever prevent an accumulation of surplus over and above the ten per cent. which the company will be permitted, by this bill, to divide.

This is a mere question of policy, arising between the representatives of the people and the representatives of a soulless legal person called a corporation. In the decision of it, we ought to try to anticipate the future. This we cannot better do than by looking to the past. Seven years ago we heard the same arguments used in relation to the Madison and Indianapolis Railroad—that it never would yield a profit upon the investments made. How is it now? The road is yielding immense profits ; the company becoming rich, whilst the representatives of the people are gravely engaged in concocting measures by which those people may be compelled to discover every old horse or cow, dollar or promise to pay a dollar, that they may own or possess, that the same may be taxed and double taxed for the purpose of paying the interest upon the money that is now used, enjoyed, and speculated upon by those companies. 'Tis a question of policy, we repeat, whether we will



grant any greater rights, immunities, and privileges to those men than may be possessed and enjoyed by their neighbors—other citizens of the State. The amendments referred to the committee are also thrown aside by a majority of said committee. One of those amendments requires the company to keep bridges across the canal at the crossing of roads, &c. Another amendment requires said company to pay taxes upon the stock invested in said company, to the same amount that our citizens pay upon their property. The undersigned believes that it will prove to be very ill-advised policy to suffer foreign capitalists to come here and vest their money, clear of the payment of taxes. It operates as a grievous burden upon the hard working, tax paying portion of our worthy fellow citizens, to compel them to give up the last dollar to be taxed, and suffer those who acquire wealth under the grant of special privileges to go scot free of all taxation. For these and various other reasons, which time will not permit the investigation of, the undersigned cannot agree that said work be absolutely transferred to a company.

J. McCLEAN HANNA.

Mr. Berry offered the following amendment to the amendment reported by Mr. Reid of U.

Amend by striking out the following words :

“Net profits made on said canal over and above ten per centum per annum, on the cost of construction and repairs by said company,” and insert “one half of the whole amount received by said company as water rents.”

When Mr. Eddy moved to recommit the bill and pending amendments to the committee on the judiciary, with the following instructions :

That the bill be recommitted to the committee on the judiciary, with instructions to report a bill empowering the Treasurer and Auditor of State to sell upon the best terms that can be obtained, the right of redemption reserved by the State, in the charter granted to the White Water Canal Company. *Provided*, Said sale shall be effected within three months from the passage of the bill ; otherwise the said lien shall be discharged, and all right and reservation by the State in said canal to the redemption thereof. Said sale to be duly advertised for not less than two months prior to the date of said sale, in the Journal and Sentinel, newspapers published at Indianapolis.

When Mr. Berry proposed the following amendment to the instructions :

Strike out all after the word “State,” and insert as follows : “to inquire as to the best price that can be obtained for the interest of the State in said canal, and report to the next General Assembly.”

When Mr. Berry moved a call of the Senate.

On calling the roll, Senators all answered to their names except Messrs. Dawson, Graham, James, Sleeth and Walpole.



When,

On motion by Mr. English,  
Mr. James was excused ; and,

On motion by Mr. Eddy,  
Mr. Dawson was excused.

On motion by Mr. Berry,  
Further proceedings on the call were suspended ; when,  
Mr. Ellis moved to lay the motion to recommit with instructions,  
on the table.

And the question being upon laying the motion with instructions  
on the table, and

The ayes and noes being demanded by two Senators, were  
ordered.

*Those who voted in the Affirmative are,*

Messrs. Conduit, Dole, Ellis, Evans, Harvey, Hendricks, Herod,  
Holloway, Houghton, Hubbard, McCarty, Milliken, and Reid of  
Union—13.

*Those who voted in the Negative are.*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Cornett,  
Day, Eddy, English, Garver, Hamrick, Hanna, Hardin, Huffstetter,  
Kinnard, Lyon, Malott, Martin, Miller, Montgomery, Morgan, Mor-  
rison, Odell, Porter, Randall, Read of Clark, Rousseau, Teegarden,  
Walker, Winstandley, and Woods—32.

So the same was not laid upon the table.

And the question being upon the adoption of the amendment to  
to the instructions as proposed by Mr. Berry, and

Pending the same, and before the question was taken,

On motion by Mr. Holloway,

The Senate adjourned.

---

*Two o'clock, P. M.*

The Senate met.

On motion by Mr. Holloway,  
Mr. Read of C. took the chair ; when

The President *pro tem.* laid before the Senate a communication  
from the Auditor of State on the subject of Railroad stock owned  
by the State ; which,

On motion by Mr. Millikin,

Was referred to the committee on finance.

On motion,

Mr. Hamrick was excused from serving on the joint committee to examine the State bonds, for this evening.

Mr. Lyon asked and obtained leave to make following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to which was referred bill of the Senate No. 121, to amend an act entitled "an act incorporating the Crawfordsville and Wabash Railroad company, approved January 19th, 1846, and an act amendatory thereof, approved February 15th, 1848, have had the same under advisement, and have directed me to report the bill back, with the following amendments, upon the adoption of which, the said committee recommend its passage.

No. 121. A bill to amend an act entitled "an act incorporating the Crawfordsville and Wabash Railroad company, approved January 19th, 1846, and an act amendatory thereto, approved February 15th, 1848.

Was reported back and read a second time, and,

On motion by Mr. Allen,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

Whereupon, the Senate proceeded to

#### ORDERS OF THE DAY.

#### *Bills on their Third Reading.*

No. 73. A bill for the relief Sibil A. Dekernan ;

Was read a third time, and,

The question being shall the bill pass ?

And the ayes and noes being demanded by two Senators, they were ordered.

#### *Those who voted in the affirmative are.*

Messrs. Adams, Allen, Berry, Brugh, Conduit, English, Hardin, Hendricks, Houghton, Hubbard, Huffstetter, Martin, Miller, Millikin, Montgomery, Odell, Read of Clark, Sleeth, Walker, and Woods  
—20.

#### *Those who voted in the negative are,*

Messrs. Buckles, Cornett, Day, Dawson, Dole, Evans, Garver, Hanna, Harvey, Herod, Holloway, Kinnard, Malott, McCarty, Morgan, Morrison, Porter, Reid of Union, Rousseau, Teegarden, and Winstandley—21.

So the bill did not pass.

No. 76. A joint resolution on the subject of the Michigan Harbor ;  
Which was read a third time, and passed.

No. 96. A bill directing the Secretary of State to make a patent  
for a certain lot in the town of Indianapolis to Samuel Henderson ;  
Which was read a third time, and passed.

No. 97. A bill relative to the national monument at Washington ;  
Which was read a third time, and passed.

No. 98. A bill to repeal an act authorizing Jailors to discharge  
prisoners in certain cases ;

Which was read a third time and passed.

No. 109. A bill regulating the road laws in the county of Mon-  
roe ;

Which was read a third time and passed.

No. 110. A bill to consolidate the Richmond Turnpike Company  
and the Wayne county Turnpike Company, and for other purposes  
connected therewith ;

Which was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 111. A bill to amend and extend the provisions of section  
233, chapter 30, of the Revised Statutes of 1843 ;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 112. A bill to repeal an act entitled "an act to provide for  
the election of prosecuting attorneys by the people of the several  
counties," approved January 27th, 1847 ;

Which was read a second time, and

On motion,

Referred to the same committee to which was referred a resolu-  
tion on the same subject.

No. 113. A bill to amend an act entitled "an act to incorporate  
the Lafayette Plank Road Company," approved January 3, 1849 ;

Which was read a second time, and

On motion,

Referred to a select committee, consisting of  
Messrs. Odell, Dole, and Montgomery.

No. 114. A bill to amend an act entitled "an act to incorporate  
the Marion Fire Engine Company ;"

Which was read a second time, and

On motion by Mr. McCarty,

Was referred to the committee on finance.

No. 116. A joint resolution in relation to the brave and patriotic  
sons of Hungary ;

Which was read a second time, and ordered to be engrossed for  
a third reading.

No. 117. A bill for the better security of the surplus revenue  
fund in Greene county ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 118. A bill to amend an act entitled "an act for the construction of a Railroad from Martinsville, in Morgan county, to Franklin, in Johnson county ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 119. A bill to increase the pay of the Board of Commissioners of Daviess county ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 122. A bill to give the probate Judge of the county of Gibson jurisdiction of writs of habeas corpus ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 123. A bill to amend section 21, article 2, chapter 46, of the Revised Statutes of 1843 ;

Which was read a second time, and

On motion,

Referred to the judiciary committee.

No. 125. A bill for the purpose of confirming and carrying out all charitable devises ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 127. A bill to authorize a company to construct the Kings Ridge and Moores Hill Turnpike ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 128. A bill to authorize a company to construct the Harts Mill and Marion Turnpike ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 129. A bill to change the time of holding the circuit and probate courts in the county of Switzerland ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 126. A bill to attach certain territory to the county of Blackford ;

Was read a second time,

When Mr. Buckles moved to indefinitely postpone said bill,

And the question being on the indefinite postponement, and

The ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the Affirmative are,*

Messrs. Adams, Buckles, Evans, Garver, Hardin, Harvey, Kinnard, Millikin, Morgan, Porter, and Sleeth.—11.



*Those who voted in the Negative are,*

Messrs. Allen, Berry, Brugh, Cassatt, Cornett, Day, Dawson, Dole, Eddy, Ellis, English, Hanna, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Malott, Martin, Miller, Montgomery, Morrison, Odell, Read of Clark, Reid of Union, Teegarden, Walker, Winstandley, and Woods.—30.

So the bill was not indefinitely postponed.

Whereupon,

Mr. Buckles offered the following amendmet :

Amend by inserting after the word "majority" in the third line of the fifth section the following—"of one-third."

Whereupon,

Mr. Brugh moved to lay the amendment on the table ; and,

The question being upon laying the amendment upon the table,

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Brugh, Cornett, Day, Dawson, English, Hendricks, Herod, Houghton, Hubbard, Huffstetter, Malott, Miller, Montgomery, Morrison, Odell, Read of C., Reid of U., Rousseau, Teegarden, Walker, and Woods—22.

*Those who voted in the negative are,*

Messrs. Allen, Berry, Buckles, Conduit, Dole, Eddy, Ellis, Evans, Garver, Hanna, Hardin, Harvey, Holloway, Kinnard, Martin, Millikin, Morgan, Porter, Sleeth, and Winstandley—20.

So the amendment was laid upon the table.

Whereupon,

Mr. Buckles moved to refer the bill to a select committee ;

Which was decided in the affirmative, and the bill was referred to a select committee consisting of

Messrs. Buckles, Brugh, English, and Hardin.

On motion by Mr. Ellis,

The previous order of business was suspended ;

And on leave granted,

Mr. Ellis introduced the following bill :

No. 130. A bill for the relief of John M. Cook, Treasurer of Knox county ;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, and the bill read a second time.

On further motion by Mr. Ellis,

The rules were further suspended, and the bill considered as engrossed, read a third time and passed.

Mr. Hubbard asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred Senate bill No. 86, entitled "a bill to vacate a part of a street therein named and designated," have had that subject under consideration, and directed me to report the following amendment, and when amended, to recommend its passage :

Amendment referred to in the above report :

Strike out the original bill and insert the following in lieu thereof :

A bill to vacate streets and alleys therein named.

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana,* That so much of the street running north and south in the town of Manilla, as lays north of the Rushville and Shelbyville State road, and between lots No. seven (7) and eight (8) in said town of Manilla ; and so much of an alley in the town of Brookville, in Franklin county, as lies west of Main Burgess street, and between lots No. fifty-seven, (57) fifty-eight, (58) fifty-nine, (59) sixty, (60) sixty-one, (61) sixty-two, (62) sixty-three, (63) and sixty-four, (64) in that part of said town in Brookville laid out by Jesse B. Thomas, and others, be, and the same are hereby, vacated ; and the property vacated in the town of Manilla, vested in Jacob Mull, James Treese, and their heirs and assigns forever.

SEC. 2. This act to take effect and be in force from and after its passage.

Which report was concurred in, and the amendment adopted ; and, bill

No. 86. A bill to vacate streets and alleys therein named,

Was reported back, and ordered to be engrossed for a third reading.

On motion by Mr. Miller,

The previous order of business was suspended, and, on leave granted,

Mr. Miller introduced the following resolution :

*Resolved,* That the auditor of public accounts be required forthwith to furnish the Senate with a report on that part of the Central Canal between the town of Indianapolis and the Broad Ripples, and the mills at White River Bluffs, setting forth the amount of tolls received for water privileges ; also, the amount expended for repairs, and compensation to superintendents ; also, the amount due and unpaid from each lessee since the first day of January, 1843.

Which was adopted.

On motion by Mr. Reid of Union,

The previous order of business was suspended ; and, on leave granted, made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred the petition of the Religious Society of Friends of Indiana Yearly Meeting, praying to be incorporated for certain purposes therein named, have had the same under consideration, and instructed me to report the present bill, and recommend its passage.

No. 131. A bill to enable the Indiana Yearly Meeting of the Religious Society of Friends to secure, hold, sell, and convey real and personal property for the use of religious, educational, charitable, and benevolent purposes ;

Was read a first time, and passed to a second reading.

On motion by Mr. Cassatt,

The previous order of business was suspended ; and, on leave granted, made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred Senate bill No. 102 have had the subject under consideration, and directed me to report the same back without amendment, and recommend its passage.

No. 102. A bill to amend an act entitled " an act to revive and consolidate the several acts of the General Assembly relative to laying out, opening, and repairing, changing, and vacating public highways, and to the erection and repair of bridges," and to amend the same so far as relates to the county of Wabash ;

Was reported back and ordered to be engrossed for a third reading.

On motion by Mr. Morrison,

Mr. Graham was added to the select committee to which was referred several papers, &c., in regard to the Agency of State.

Mr. Cassatt asked and obtained leave to introduce the following bill ;

No. 133. A bill to amend an act entitled " an act authorizing the construction of plank roads," approved January 15th, 1849 ;

Which was read a first time, and passed to a second reading.

Mr. Millikin asked and obtained leave to introduce the following joint resolution :

No. 132. A joint resolution in relation to public documents of the State of Indiana ;

Which was read a first time, and passed to a second reading.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled bill of the Senate :

No. 52. An act to authorize the Governor, Auditor, and Treasurer of State to borrow money to pay the interest due on the funded debt on the first day of January and first day of July, 1850

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Miller,  
The Senate adjourned.

TUESDAY MORNING, DECEMBER 18, 1849.

The Senate met.

On motion by Mr. Cornett,  
Mr. Read of Clark took the chair.  
The Journal of the preceding day was read.

PETITIONS, MEMORIALS, &C., PRESENTED.

By Mr. Herod,  
The petition of sundry citizens of this State on the subject of temperance ;

Which,

On motion by Mr. Herod,  
Was referred to the same committee to which similar petitions had been referred.

By Mr. Herod,

The petition of Joseph Hiner and others, of the town of Hartsville, in Bartholomew county, praying the legislature to pass an act to incorporate the town of Hartsville, in said county, and for other purposes ;

Which,

On motion by Mr. Herod,  
Was referred to a select committee consisting of Messrs. Herod, Sleeth, and Hardin.

By Mr. Herod,

The petition of John B. Morledge and others, of the town of Hartsville, in Bartholomew county, praying the Legislature to pass



an act to incorporate the town of Hartsville, in said county, and for other purposes ;

Which,

On motion by Mr. Herod,

Was referred to a select committee, consisting of  
Messrs. Herod, Sleeth, and Hardin.

By Mr. Montgomery,

The petition of James Rowland and six hundred others to release the securities of John R. Harris ;

Which was read, and,

On motion by Mr. Montgomery,

Was referred to a select committee, consisting of

Messrs. Montgomery, Herod, Holloway, English, and Millikin.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 124. An act for the relief of George W. Potter, of Knox county.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendment of the Senate to engrossed bill of the House :

No. 3. An act to compel non-resident land owners to pay a road tax equal to that paid by resident proprietors ;

Without amendment.

On motion by Mr. Odell,

The order of business was suspended,

And, on leave granted,

Introduced the following resolution :

*Resolved*, That the House of Representatives be respectfully requested to return to the Senate bill of the House, No. 73, entitled "A bill to amend an act, entitled an act to incorporate the Lafayette Insurance Company," approved Feb. 8, 1846, and that the Secretary inform the House of the adoption of this resolution ;

Which resolution was adopted.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Hendricks, from the committee on finance :

MR. PRESIDENT :

The committee on finance, to whom was referred resolution of the Senate instructing them "to inquire into the expediency and practicability of so amending the revenue laws as to provide for the payment into the State Treasury of one-half of the revenue of the current year prior to the first day of January," have had the same under consideration, and have directed me to report that in the opinion of the committee it would be inexpedient to make such change, and ask to be discharged from the further consideration of the subject.

Which report was concurred in.

By Mr. Martin, from the committee on finance ;

MR. PRESIDENT :

The committee on finance, to whom was referred a resolution of the Senate instructing the committee "to inquire into the expediency of exempting from taxation the stock in Railroad Companies until the roads shall be constructed and declare dividends," have had the same under consideration, and have directed me to report the same back to the Senate, and to say that in the opinion of the committee it is inexpedient to legislate on the subject.

Which was concurred in.

By Mr. Garver from the committee on finance :

MR. PRESIDENT :

The committee on finance, to whom was referred a resolution of the Senate instructing said committee "to inquire into the expediency of letting the folding and stitching of documents to the lowest bidder," have had the same under consideration, and directed me to report that it is inexpedient further to legislate upon the subject, and ask to be discharged from the further consideration of the same.

Which report was concurred in.

By Mr. Buckles, from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee, to whom was referred bill No. 59, "To exempt property to the value of six hundred dollars from levy and sale on execution and distress warrant," and bill No. 60, "To exempt a homestead from forced sale in certain cases," also resolution of the Senate requiring said committee "to inquire into the expediency of a passage of a general homestead law," have had the same under consideration, and a majority of said committee

have directed me to report that in the opinion of said committee the subject matter of said bills and resolution is one worthy the early and careful consideration of the convention soon to be called for the purpose of revising and amending the constitution of the State, and that the action of said convention upon a subject of the magnitude of the one under consideration, will doubtless give more general satisfaction to the people of the State than the action of the Legislature. Your committee, therefore, deem further legislation upon the subject inexpedient at this time.

Which report was concurred in, and,

On motion by Mr. Buckles,

The bills laid upon the table.

By Mr. Herod, from the judiciary committee :

MR. PRESIDENT :

The committee on the judiciary, to whom was referred a resolution of the Senate directing said committee to inquire into the expediency and policy of making such change in the laws now in force regulating descents of property, so as to give to the widows of persons dying intestate, leaving no children, one-half of the real estate of said intestate in fee-simple, have had that subject under consideration, and have directed me to report that in the opinion of said committee it would be inexpedient to make such change at this time, and your committee ask to be discharged from the further consideration of that subject.

Which report was concurred in.

By Mr. Hanna, from the committee on the judiciary :

MR. PRESIDENT :

The judiciary committee, to whom was referred the petition of certain citizens of Clay county, in relation to the incorporation of a company for navigation and manufacturing purposes, have directed me to report the following bill :

No. 134. A bill to incorporate the Bowling Green Manufacturing and Navigation Company ;

Which report was concurred in.

The bill was read a first time, and passed to a second reading.

Mr. Berry made the following report from the committee on federal relations :

MR. PRESIDENT :

The committee on federal relations, to whom was referred joint resolution No. 74, of the Senate, entitled " A joint resolution rela-

ting to the three per cent. fund," have had that subject under consideration, and a majority has directed me to report it back to the Senate, and recommend its passage.

When Mr. Montgomery moved to recommit the joint resolution to said committee with instructions as follows :

"To examine the joint resolution."

Whereupon Mr. Cornett proposed the following amendment to the joint resolution :

Strike out from the resolving clause and insert as follows—

"That our Senators in Congress be requested to investigate at the proper department at Washington, the claims of Indiana upon the General Government in reference to the three per cent. fund, and inform the Governor of this State of the result previous to the meeting of the next Legislature."

When Mr. Rousseau moved to amend the instruction offered by Mr. Montgomery as follows :

Amend the instruction by adding as follows—

"By striking out the 20 per cent. to be allowed the agent, and insert a provision allowing said agent a reasonable sum to be fixed by the Governor, and the Governor in his discretion shall or shall not appoint said agent ; the sum to be allowed said agent shall not exceed \$500."

Whereupon, Mr. Miller called for a division of the question ;  
And the Chair decided the same to be susceptible of division,  
And the question being,  
Will the Senate recommit the joint resolution ?  
It was decided in the negative.

The question recurring on the adoption of the amendment proposed by Mr. Cornett,

It was decided in the affirmative,  
And the amendment adopted ;

So the joint resolution, as amended, was ordered to be engrossed for a third reading.

By Mr. Rousseau, from the committee on Education :

MR. PRESIDENT :

The committee on education, to whom was referred a resolution of the Senate instructing said committee to inquire into the expediency of reducing the compensation allowed county auditors and treasurers for the discharge of duties imposed by an act to increase and extend the benefits of common schools, have had that subject under consideration, and have directed me to report that it is the opinion of the committee that the compensation allowed said officers ought not to be reduced, and that legislation on that subject is inexpedi-



ent; the committee, therefore, respectfully ask to be discharged from the further consideration of the same.

Which report was not concurred in; and,

On motion by Mr. Cornett,

The resolution was recommitted to the committee on education.

By Mr. Harvey, from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred the petition of Horace S. Cooper and others, citizens of Lagrange county, praying for the passage of a law, providing that purchasers of congressional school lands in said county, who have paid one fourth of the purchase money, and forfeited the lands on account of non-payment of the remainder of the purchase money, may have certificates issued to them by the proper officer for the amount of all payments so forfeited; such certificates to be receivable in payment to the school fund in the townships where such forfeitures were respectively made—have had the same under consideration, and directed me to report, that in the opinion of said committee, it would be improper to grant the prayer of said petitioners; and said committee ask to be discharged from the further consideration of said petition.

Which report was concurred in, and the committee discharged.

By Mr. Woods, from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred bill of the Senate No. 62, have had the same under consideration, and have directed me to report it back to the Senate, with the following amendment, viz: strike out all after the enacting clause, and insert the following, and when so amended to recommend its passage.

Amendment referred to in the foregoing report :

That the ninth section of the act entitled "an act to increase and extend the benefits of common schools, approved January 17th, 1849," be, and the same is hereby so amended and extended, that where it has so happened, or may so happen, that no district trustee has been, or shall have been, elected in the manner prescribed by said section of said act, it shall be lawful for the township clerk to make an appointment of a district trustee, who shall serve as such till his successor shall be elected and qualified.

Sec. 2. The nineteenth section of said act shall not be so construed as to prevent any township from receiving its distributive share of the school fund, provided the clerk of the board of trustees shall certify to the county auditor, as required by the eleventh section of said act, on or before the second Monday in March.

Sec. 3. This act shall be in force from and after its passage and publication in the Indiana State Journal and Sentinel.

Which report was concurred in, and the amendments adopted,  
And the bill ordered to be engrossed for a third reading.  
By Mr. Morrison, from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred a resolution of the Senate, instructing them to inquire into the expediency of repealing a portion of section 2, and section 3, of an act entitled "an act to increase and extend the benefits of common schools," also, of amending section 7 of said act, so that the distribution of the school funds shall be made semi-annually, instead of annually, have had the subject under consideration, and directed me to report that it is inexpedient to legislate upon that subject, and ask to be discharged from the further consideration of the same.

When Mr. Winstandley moved to recommit the resolution to the committee on education, with the following instruction :

"To report a bill in accordance with the resolution."

Which was decided in the negative.

So the Senate refused to recommit with instructions; when,

On motion,

The report was concurred in, and the committee discharged.

By Mr. Eddy, from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred the resolution inquiring into the expediency of consolidating all the school laws into one volume, and that the said laws be simplified, &c., have had the same under consideration, and instructed me to report the same back to the Senate, and to say that they deem it inexpedient to legislate upon the subject at the present time, and ask to be discharged from the further inquiry in regard to it.

Which report was concurred in.

By Mr. Harding, from the committee on roads.

MR. PRESIDENT :

The committee on roads, to whom was referred bill of House No. 20, on the subject of road laws, as also a resolution of the Senate on the same subject, have had the same under consideration, and have instructed me to report the said bill to the Senate, with sev-

eral amendments, and on their adoption, to recommend its passage. Strike out all after the enacting clause, and insert the following :

Amendments referred to in the foregoing report :

1st amendment :

Sec. 1. That each male inhabitant between the ages of twenty-one and fifty years, shall work on the public highways within his district, two days in each year, unless exempted therefrom by law or virtue of the act to which this is an amendment.

2d amendment :

Sec. 2. That section 14 of said act shall be so construed as to leave the employment of a surveyor and chain carriers, discretionary with the viewers named in said act.

3d amendment :

Sec. 3. That section 130 of said act shall be so construed as to leave the survey of road in said section named, discretionary with the Boards of County Commissioners.

4th amendment :

Sec. 4. That in the county of Boone, supervisors shall not be required to give bond and security on receiving the road tax of the county Treasurer, when the amount is less than five dollars.

5th amendment :

Sec. 5. That the Board of Commissioners of the county of Johnson, shall not be at liberty to dispense with a road tax on real and personal property, but the same shall be annually levied under the restrictions of the act to which this is an amendment.

6th amendment :

Sec. 6. That all acts and parts of acts contravening the provisions of this act be, and the same are, hereby repealed.

7th amendment :

Sec. 7. This act to be in force from and after its passage, and the same shall be published forthwith in the Sentinel and Journal.

Which report was concurred in, and the amendments adopted.

And the bill ordered to be engrossed for a third reading.

By Mr. Huffsteter, from the committee on roads :

MR. PRESIDENT :

The committee on roads, to whom was referred a bill of the Senate No. 46, proposing certain amendments to the road law, have had the same under consideration, and have instructed me to report that the same is already provided for in a bill before the Senate, therefore they ask that said bill be laid on the table, and that they may be discharged from the further consideration thereof.

Which report was concurred in, the committee discharged, and the bill laid upon the table.

The consideration of Senate bill

No. 70. A bill to amend an act entitled "an an act to incorporate the White Water Valley Canal Company," approved January 20th, 1842—being in order,

When Mr. Berry moved to lay the bill with instructions and amendments thereto, on the table.

And the question being on laying the bill with the instructions and pending amendments on the table,

And the ayes and noes being demanded by two Senators, were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cornett, Day, Dawson, English, Hanna, Hardin, Huffstetter, Lyon, Malott, Miller, Montgomery, Morgan, Porter, Read of C., Sleeth, Walker, Winsteadley, and Woods—23.

*Those who voted in the negative are,*

Messrs. Cassatt, Conduit, Dole, Ellis, Evans, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinard, McCarty, Martin, Millikin, Morrison, Odell, Randall, Reid of U., Rousseau, and Teegarden—23.

So the bill and instructions were not laid on the table.

And the question again recurring on the adoption of the amendment to the instructions, as proposed by Mr. Berry,

When Mr. Holloway called for a division of the question; pending which,

On motion by Mr. Ellis,

The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

On motion by Mr. English,

Mr. Read of C. took the chair.

The President *pro tem.* laid before the Senate the annual report of the Trustees of the Wabash and Erie Canal; which,

On motion by Mr. Montgomery,

Was laid upon the table,



And five hundred copies thereof ordered to be printed for the use of the Senate.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the House :

No. 3. An act to compel non-resident land owners to pay a road tax equal to that paid by resident proprietors ;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions thereof :

No. 28. An act to revive "an act to compel speculators to pay a road tax in Randolph county equal to that paid by actual settlers," approved January 13, 1845 :

No. 29. An act to extend the time of holding the probate court of Hendricks county ;

No. 35. An act repealing an act relating to the jurisdiction of justices of the peace, so far as relates to Montgomery county ;

No. 36. An act to authorize the draining of the Peru prairie in Miami county ;

No. 40. An act to repeal all laws of this State authorizing counties to subscribe for any corporation stock so far as it relates to the county of Morgan, and declaring the meaning of certain acts therein named ;

No. 41. An act to change the time of holding the October term of the probate court of Martin county ;

No. 56. An act to change the names of Mary Jane Manning and Margaret Ann Manning, of Vanderburgh county ;

No. 57. An act to amend an act entitled "an act to regulate the mode of doing county business in the county of Putnam," approved, January 15, 1849 ;

No. 61. An act repealing an act therein named ;

No. 63. A joint resolution in reference to the reduction of the lands in the Miami National Reservation ;

No. 71. An act to repeal a proviso to an act therein named ;

No. 75. An act to amend an act entitled, "an act to authorize supervisors to work a certain road in Ohio county ;"

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled

No. 28. A bill to revive "an act to compel speculators to pay a road tax in Randolph county equal to that paid by actual settlers," approved, January 13, 1845.

Which was read a first time, and passed to a second reading.

And bill in said message entitled

No. 29. A bill to extend the time of holding the probate court of Hendricks county ;

Which was read a first time, and passed to a second reading.

And bill in said message, entitled,

No. 35. A bill repealing an act relating to the jurisdiction of justices of the peace so far as relates to Montgomery county ;

Which was read a first time, and passed to a second reading.

And bill in said message, entitled,

No. 36. A bill to authorize the draining of the Peru prairie in Miami county ;

Which was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 40. A bill to repeal all laws of this State authorizing counties to subscribe for any corporation stock so far as relates to the county of Morgan, and declaring the meaning of certain acts therein named ;

Which was read a first time, and

On motion by Mr. Conduit,

The rules were suspended, and the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Conduit, Sleeth, and McCarty.

And bill in said message entitled,

No. 41. A bill to change the time of holding the October term of the probate court of Martin county ;

Which was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 56. A bill to change the name of Mary Jane Manning and Margaret Ann Manning of Vanderburgh county ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 57. A bill to amend an act entitled "an act to regulate the mode of doing county business in the county of Putnam," approved, January 15, 1849.

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 61. A bill repealing an act therein named ;

Which was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 68. A joint resolution in reference to the reduction of the price of lands in the Miami National Reservation ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 71. A bill to repeal a proviso to an act therein named ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 75. A bill to amend an act entitled "an act to authorize supervisors to work a certain road in Ohio county ;

Which was read a first time and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 24. An act to incorporate the American Live Stock company ;

No. 34. An act to incorporate the White county Monticello Bridge company ;

No. 52. An act requiring the grand jury in the county of Hancock to meet on the third day of the court term ;

No. 53. An act to change the name of Eliza Jane Bristo to Eliza Jane Swisher, and that of Nancy Brown to Nancy O'Neal.

No. 54. An act to amend an act entitled "an act requiring the supervisor of roads in Sullivan county to make report at the March term in each year and for other purposes," approved, January 26, 1847.

No. 60. An act to authorize the voters of Daviess county to vote in Washington township in said county ;

No. 63. An act in relation to Lamasco City ;

No. 64. An act in relation to extra taxes in Lamasco city ;

No. 65. A joint resolution authorizing the reports from the State Bank and Commissioners of the Sinking Fund to be made on the second week of the session.

No. 70. An act to extend the time of paying taxes for the year 1849, in the county of Randolph ;

No. 72. An act prohibiting the stretching of seines across Laughery creek and other streams in the State of Indiana ;

No. 77. An act to amend the act to establish a free turnpike road in Adams county, approved, January 13, 1845 ;

No. 78. An act to legalize the settlement of the auditor and treasurer of Kosciusko county for the financial year ending June, 1849, and for other purposes ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 24. A bill to incorporate the American Live Stock company; Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 34. A bill to incorporate the White county Monticello Bridge company ;

Which was read a first time, and,

On motion,



The rules were suspended, the bill read a second time, and  
Referred to the committee on corporations.

And bill in said message entitled,

No. 52. A bill requiring the grand jury in the county of Hancock  
to meet on the third day of the court term ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 53. A bill to change the name of Eliza Jane Bristo to Eliza  
Jane Swisher, and that of Nancy Brown to Nancy O'Neal ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 54. A bill to amend an act entitled "an act requiring the  
supervisors of roads in Sullivan county to make report at the March  
term in each year and for other purposes," approved, January 26,  
1847 ;

Which was read a first time and passed to second reading.

And bill in said message entitled,

No. 60. A bill to authorize the voters of Daviess county to vote  
in Washington township in said county ;

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time, and  
Referred to the committee on elections.

And bill in said message entitled,

No. 63. A bill in relation to Lamasco City ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 64. A bill in relation to extra taxes in Lamasco City ;

Which was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 65. A joint resolution authorizing the reports from the State  
Bank and Commissioners of the Sinking Fund to be made on the  
second week of the session ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 70. A bill to extend the time of paying taxes for the year  
1849 in the county of Randolph ;

Which was read a first time, and

On motion by Mr. Morrison,

The rules were suspended, the bill read a second time, and  
Was referred to the committee on finance.

And bill in said message entitled,

No. 72. A bill prohibiting the stretching of seines across Laugh-  
ery creek and other streams in the State of Indiana.

Which was read a first time and passed to a second reading ;

And bill in said message entitled,

No. 78. A bill to amend an act to establish a free turnpike road  
in Adams county, approved January 13, 1845 ;

Which was read a first time, and



On motion by Mr. Randall,  
The rules were suspended, the bill read a second time, and  
Referred to a select committee consisting of  
Messrs. Randall, Holloway, and Buckles.

And bill in said message entitled,  
No. 78. A bill to legalize the settlement of the auditor and treasurer of Kosciusko county for the financial year ending June, 1849, and for other purposes ;

Which was read a first time, and,

On motion by Mr. Day,  
The rules were suspended, the bill read a second time, and  
Referred to a select committee consisting of  
Messrs. Day, Holloway, and Teegarden.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof:

No. 69. An act to authorize the Governor, Auditor, and Treasurer of State to borrow money sufficient to pay the interest due on the funded debt, on the first of January and July 1850 ;

No. 130. An act to revive and amend an act entitled "an act to authorize the election of a school commissioner in township nine, range one west, in Franklin county ;"

No. 8. A joint resolution on the subject of the reduction of postage ;"

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 69. A bill to authorize the Governor, Auditor, and Treasurer of State to borrow money sufficient to pay the interest due on the funded debt on the first of January and July 1850 ;

Which was read a first time, and,

On motion,  
The rules were suspended, the bill read a second time, and  
Laid on the table.

And bill in said message entitled,

No. 130. A bill to revive and amend an act entitled "an act to authorize the election of a school commissioner in township nine, range one west, in Franklin county ;"

Was read a first time.

And joint resolution in said message entitled,

No. 8. A joint resolution on the subject of the reduction of postage ;

Which was read a first time and passed to a second reading.

The following message was received from the House of Representatives by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 19. An act prescribing the time of holding the circuit courts in the second judicial circuit ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 19. A bill prescribing the time of holding the circuit courts in the second judicial circuit ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Senators in the said circuit.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 142. An act granting the right of way through the county of Vermillion to the Danville and Georgetown Plank Road company ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 142. A bill granting the right of way through the county of Vermillion to the Danville and Georgetown Plank Road Company ;

Which was read a first time, and,

On motion by Mr. Dole,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Messrs. Dole, Lyon, and Montgomery,

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 30. An act to amend an act entitled "an act to incorporate the Harrison, New Trenton, Rochester, and Brookville Turnpike company," approved, January 13, 1849.

In which the concurrence of the Senate is respectfully requested.

And bill in the said message, entitled

No. 30. A bill to amend an act, entitled "An act to incorporate the Harrison, New Trenton, Rochester, and Brookville Turnpike Company," approved Jan. 13, 1849;

Was read a first time, and passed to a second reading.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House :

No. 5. An act to authorize the county commissioners of Clark county to establish an additional place of holding elections in Wood township, of said county ;

With one amendment.

In which the concurrence of the Senate is respectfully requested.

And,

On motion,

The engrossed amendment of the House to the engrossed amendment of the Senate to the engrossed bill of the House, was concurred in.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have concurred in the resolution of the Senate, requesting the House to return to the Senate, bill of the House, No. 73, entitled "A bill to amend an act entitled an act to incorporate the Lafayette Insurance company," approved February 8, 1835, and have directed me to return said bill to the Senate, which is herewith returned.

On motion by Mr. Ellis,

The Senate reconsidered the vote heretofore taken on the passage of House bill,

No. 73. A bill (House) to amend an act, entitled an act to incorporate the Lafayette Insurance company, approved February 8th, 1836 ;

When Mr. Odell moved to recommit with instructions to strike out the original bill from the enacting clause, and insert the following :

"That said company may establish agencies for the transaction of their business, at any point or points within this S

any of the United States, or the Territories thereof, and to appoint from five to six competent persons for discharging the duties of such agencies; and may also require bond and security for the faithful accounting of all moneys which may come into the hands of such agents.

SEC. 2. The directors of said company may at any time hereafter, increase their capital stock and dispose of the same, from time to time, as they may deem proper. *Provided, however,* that the same shall not exceed the sum of five hundred thousand dollars.

SEC. 3. That the act amendatory of said original act of incorporation, approved February 16, 1848, be and the same is hereby repealed, and it is hereby expressly declared and enacted, that the election for directors of said company, held on the second Monday in October, 1849, and the organization of said company, the election of their officers, and all the acts done under and by virtue of said election and organization, be and the same are hereby legalized and held to be valid to all intents and purposes whatsoever.

SEC. 4. That all bills, notes, or obligations in writing, payable at the office of said company, and drawn for the payment of a sum of money certain, and payable to order, assigns or bearer, whether the same one held or owned by said company, or by any individual or individuals, or by any company or corporation, shall be taken as due and payable as therein expressed, and shall have the same effect and be negotiable in like manner as inland bills of exchange, according to the claims of merchants.

SEC. 5. That in addition to the powers and privileges granted by the original act of incorporation, said company are hereby authorized to insure the payment of any and all debts due or to become due, from any individual or individuals or corporation, to any individual or individuals or corporation; and also, to guarantee, underwrite, or endorse all notes, bills, drafts, bonds, or securities or other evidences of debt whatsoever, receiving therefor, such rate of premium, insurance, or compensation, as may be agreed upon by the parties. *Provided,* that all such insurances, guarantecs, underwritings, or endorsements, shall be made in the name of said company, by the President or by such other officer or agent or agents as shall be designated for that purpose, by order of the board of directors, or provided in their by-laws, and being so made, shall be binding and obligatory on the said company, with or without their seal, according to the true intent and meaning thereof. *Provided, however,* that before said company shall exercise the privileges herein contained, they shall produce to the Secretary of State, satisfactory evidence that at least one hundred thousand dollars of their capital stock shall have been subscribed and paid or secured to be paid, by bond and mortgage or real estate, of the cash value thereof, and thereupon, the Secretary shall issue his certificate under the seal of State, authorizing said company to exercise the privileges aforesaid.



SEC. 6. If any officer, director, or agent of said company, shall embezzle the funds of said company, or apply them or any portion of them to his or their use, contrary to the by-laws, regulations, or charter of said company, or shall knowingly make and publish in writing, any false statement in regard to said company, or of its means and effects, with intent to cheat and defraud any stockholder or other person whatsoever, such officer, director, or agent so offending, shall be deemed guilty of felony, and upon conviction thereof, by presentment or indictment, shall be punished by imprisonment in the State prison, for any term not less than two years nor more than five years.

SEC. 7. This act shall be in force from and after its passage and acceptance by the directors of said company, which acceptance shall be at any regular meeting of said directors, and spread upon their minutes, and this act likethe one to which it is an amendment, shall be deemed and taken to be a public act, and shall be favorably construed for every beneficial purpose. *Provided, however,* that the legislature may at any time cause proceedings to be instituted in the proper county of the State, against said company, for any alleged violation of their franchises and upon final judgment of conviction against said company, it shall work a forfeiture of their privileges and powers granted by this act and the act to which it is an amendment, and judgment shall be entered accordingly.

When,

On motion by Mr. Odell,

The bill and pending amendments were referred to the committee on corporations.

When the Senate proceeded to the

#### ORDERS OF THE DAY.

#### *Bills on their Third Reading.*

No. 86. A bill to vacate streets and alleys therein named ;

Which was read a third time and passed.

No. 102. A bill to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly relative to laying out, opening, repairing, changing, and vacating public highways, and to the erection and repair of bridges, and to amend the same so far as relates to the county of Wabash ;

Which was read a third time, and,

On motion by Mr. Cassatt,

Laid on the table.

No. 115. A bill to incorporate a company to construct a turnpike road from Dillsborough to Versailles ;

Which was read a third time and passed.

No. 116. A joint resolution in relation to the brave and patriotic sons of Hungary ;

Which was read a third time and passed.

No. 117. A bill for the better security of the surplus revenue fund in Greene county ;

Which was read a third time and passed.

No. 118. A bill to amend an act to provide for the construction of a railroad from Martinsville in Morgan county to Franklin in Johnson county ;

Which was read a third time and passed.

No. 119. A bill to increase the pay of the board of commissioners of Daviess county ;

Which was read a third time and passed.

No. 122. A bill to give the probate judge of the county of Gibson jurisdiction of writs of habeas corpus ;

Which was read a third time and passed.

No. 125. A bill for the purpose of confirming and carrying out all charitable devises, bequests, donations, gifts, and legacies ;

Which was read a third time and passed.

No. 227. A bill to authorize a company to construct the King's Ridge and Mooreshill Turnpike ;

Which was read a third time and passed.

No. 128. A bill to authorize a company to construct the Hart's Mill and Marion Turnpike ;

Which was read a third time and passed.

No. 129. A bill to change the times of holding the circuit and probate courts in the county of Switzerland ;

Which was read a third time and passed.

*Bills on their second reading.*

No. 131. A bill to enable the Indiana Yearly Meeting of the religious Society of Friends to secure, hold, sell, and convey real and personal property for the use of religious, educational, charitable, and benevolent purposes ;

Which was read a second time and referred to the committee on corporations.

No. 132. A joint resolution in relation to public documents of the State of Indiana ;

Was read a second time and referred to the committee on education.

No. 133. A bill to amend an act entitled "an act authorizing the construction of plank roads," approved January 15th, 1849 ;

Was read a second time and referred to the committee on corporations.

The President appeared and took his seat.

The President laid before the Senate a communication from Charles Butler, President of the Board of Trustees of the Wabash and Erie Canal, in regard to the re-appraisement of the canal lands ; which,

On motion by Mr. Montgomery,

Was laid upon the table.

On motion by Mr. Millikin,

The order of business was suspended, and, leave granted to introduce bills,

#### BILLS INTRODUCED.

By Mr. Hamrick,

No. 136. A bill to organize a probate circuit in the counties therein named ;

Which was read a first time and passed to a second reading.

By Mr. Millikin,

No. 137. A bill for the relief of the Lawrenceburgh and Napoleon Turnpike Company ;

Which was read a first time and passed to a second reading.

By Mr. Ellis,

No. 138. A bill to amend an act entitled " an act to incorporate the Knox Insurance company ; "

Which was read a first time, and passed to a second reading.

By Mr. Rousseau,

No. 139. A bill providing for the election of township assessors in the county of Greene ;

Which was read a first time, and passed to a second reading.

By Mr. Cassatt,

No. 140. A bill to carry out the obvious intent and meaning of the contract entered into between the State of Indiana and the bondholders ;

Which was read a first time, and passed to a second reading.

By Mr. Walker,

No. 141. A bill to amend an act incorporating the Michigan Road company, approved January 13th, 1845 ;

Which was read a first time, and passed to a second reading.

By Mr. Berry,

No. 142. A bill amendatory to an act entitled " an act to define the jurisdiction of justices of the peace in the several counties therein named ;

Which was read a first time, and passed to a second reading.

Mr. Cornett asked and obtained leave to make the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill No. 83 of the Senate, entitled " a bill to consolidate and publish in one act the several acts and parts of acts that now incorporate the Madison and Napoleon Turnpike company," have had the same under consideration, and directed me to report it back to the Senate with the following amendments, and recommend its passage.

Amendments referred to in the above report :

After the first word in the nineteenth line at section 9, insert the following :

"In case of infants and insane persons, if there be a guardian resident of the county where the land is situate, he shall have at least ten days' notice of the time and place of trial; and when there is no guardian, notices shall be posted up in three of the most public places in the township where the land is situate, at least three weeks prior to the day of trial; and in case of non-residents, the same notice shall be given as is required in case of infants having no guardian."

In section 11, in the fifth line after the word "State," insert the following, viz :

"Where the office of the secretary of the company shall be kept, if there be any there, and if not, then in some public newspaper nearest thereto."

In section 20, strike out all which requires the Governor to appoint an agent to inspect said road.

After the 28th section add the following :

"SEC. 29. Before said road shall be run through any county in which the consent of the county commissioners thereof has not been already obtained, said company shall procure the consent of said county board; and whenever the road is not laid on the Michigan road, it shall not exceed sixty feet in width.

"SEC. 30. This act to take effect and be in force from and after its passage."

Which amendments were adopted, and the bill ordered to be engrossed for a third reading.

On motion by Mr. Randall,

*Ordered*, That bill of Senate

No. 4. A bill to provide for holding a convention of the people to amend and revise the constitution of Indiana,

Be taken from the table and made the special order of the day for Friday next at 2 o'clock.

Mr. Harvey asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred the petition of James Wright and others, citizens of Hendricks county, praying a change of the name of the town of Springfield, in said county, to that of Springtown, have considered said petition, and instructed me to report the accompanying bill and recommend its passage :

No. 144. A bill to change the name of the town of Springfield, in Hendricks county ;



Which was read a first time, and passed to a second reading.

Mr. Sleeth asked and obtained leave to introduce the following bill :

No. 143. A bill to legalize the returns of the vote given for and against the school law in Shelby county ;

Which was read a first time, and passed to a second reading.

Mr. Garver asked and obtained leave to introduce the following bill :

No. 145. A bill to legalize the acts of Johnson Farley, a justice of the peace ;

Which was read a first time, and passed to a second reading.

Mr. Lyon asked and obtained leave to introduce bill

No. 146. A bill to amend article 5, chapter 28, of the Revised Statutes of 1843 ;

Which was read a first time, and passed to a second reading.

Mr. Dawson asked and obtained leave to introduce bill

No. 147. A bill for the relief of George Donaldson ;

Which was read a first time, and passed to a second reading.

Mr. Hardin asked and obtained leave to introduce the following resolution :

*Resolved*, That the committee on education be instructed to inquire whether some amendments to the school laws are not necessary, where school districts lie partly within an assenting, and partly within a non-assenting county, to the act to increase and extend the benefits of common schools, so as to provide for the election of district trustees within the number thereof, as well as the distribution of the several school funds therein, with leave to report by bill or otherwise ;

Which was adopted.

Mr. Winstandley asked and obtained leave to introduce the following resolution :

*Resolved*, That the committee on education be instructed to inquire into the expediency of amending section 8 of "an act to increase and extend the benefits of common schools," approved January 17, 1849, be stricken out all after the word "township," in the fourth line of said section ;

Which was adopted.

Mr. Holloway asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred a petition for the relief of Delila and Sylvester Conklin, have had the same under consideration, and have directed me to report the following bill, and recommend its passage.

Which report was concurred in.

No. 148. A bill for the relief of Delila and Sylvester Conklin, of Wayne county :

Which was read a first time, and passed to a second reading.

Mr. Holloway asked and obtained leave to introduce the following bill :

No. 149. A bill for the benefit of E. Browning, of Marion county ;

Which was read a first time and passed to a second reading.

Mr. Millikin asked and obtained leave to introduce the following resolution :

*Resolved*, That the thanks of the Senate be tendered to the Hon. Jas. G. Reed, for the able, impartial, and dignified manner in which he has discharged the duties of the chair, as President *pro tem.* of the Senate.

Which was unanimously adopted.

On motion by Mr. Dawson,

The Senate reconsidered the vote of the Senate, heretofore taken on Senate bill

No. 73. A bill for the relief of Sibil R. Dekernan ;

And the question being on the passage of said bill, when

Mr. Rousseau moved to recommit the bill to a select committee, with the following instruction :

Instruct the committee to "strike out the second section."

Which was decided in the affirmative,

And the bill was referred to a select committee, consisting of Messrs. Rousseau, Wood, and Hubbard.

On motion by Mr. Miller,

The Senate adjourned.

---

### WEDNESDAY MORNING, Dec. 19, 1849.

The Senate met.

The journal of the preceding day was read;

#### PETITIONS, MEMORIALS, AND REMONSTRANCES, PRESENTED.

By Mr. Read of C.,

The petition of the councilmen of the city of Jeffersonville, in relation to the boundary of said city ;

Which,

On motion by Mr. Read of C.,  
Was referred to a select committee, consisting of  
Messrs. Read, Cornett, and Miller.

By Mr. Reid of U.,

The petition of sundry citizens of Indiana, upon the subject of  
vending spirituous liquors;

Which,

On motion by Mr. Reid of U.,  
Was referred to the same select committee to which similar petitions had been referred.

By Mr. Holloway,

A memorial of the Colonization Society ;

Which,

On motion by Mr. Holloway,  
Was referred to a select committee consisting of  
Messrs. Holloway, Read, and Odell.

By Mr. Walpole,

A petition praying an amendment of the law relating to the duties  
of the County Treasurer of Madison county, in relation to the manner  
of collecting the road tax, &c.;

Which,

On motion by Mr. Walpole, was  
Referred to a select committee consisting of  
Messrs. Walpole, Garver, and McCarty.

By Mr. Reid of U.,

The petitions of sundry citizens of Indiana, praying the repeal of  
the black laws ;

Which,

On motion by Mr. Reid of U.,  
Was referred to the same select committee to whom similar petitions had been referred, consisting of  
Messrs. Reid, Evans, and Brugh.

On motion by Mr. Herod,

The order of business was suspended, and, on leave being granted,  
introduced the following resolution :

*Resolved*, That the committee on education be requested to inquire  
into the propriety of extending the time for the payment of the purchase  
money of school lands and other school funds loaned, upon the prompt  
and full payment of the interest due, and where the security is ample,  
and that they report by bill or otherwise.

Which was adopted.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Cornett, from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred the memorial of the American association for the advancement of science, asking the legislature to cause to be made a geological survey of this State, have had the same under consideration. The committee fully appreciate the views of the memorialists, as to the importance and utility of the proposed survey, both as to the interests of our State and nation, but regret to say, that in view of the impoverished state of our treasury, and the high rate of taxes necessary to meet our present liabilities, preclude the committee from reporting a bill in conformity with the wishes of the memorialists. I am therefore directed to report back the memorial, and ask that it may be laid on the table, and the committee discharged from the further consideration of the subject.

Which report was concurred in, and the committee discharged.

When the Senate resumed the consideration of Senate bill

No. 70. A bill to amend an act entitled "an act to incorporate the White Water Valley Canal Company," approved January 20th, 1842.

When Mr. Holloway withdrew the call for a division of the question, and

Mr. Reid of U. moved to lay the instructions and amendment on the table.

And the question being upon laying the instructions and amendments on the table.

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Buckles, Conduit, Dole, Eddy, Ellis, Evans, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Martin, Millikin, Randall, Reid of Union, Rousseau, Sleeth, Teegarden, and Walpole—23.

*Those who voted in the negative are,*

Messrs. Adams, Berry, Brugh, Cassatt, Cornett, Day, Dawson, English, Garver, Hanna, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Montgomery, Morgan, Morrison, Odell, Porter, Reid of Clark, Walker, Winstandley, and Woods—26.

So the instructions and amendment were not laid upon the table.

Whereupon Mr. Cassatt moved a reconsideration of the vote on laying the instructions with the amendment on the table ; and



It was reconsidered, and  
The question then being on laying the instructions on the table,  
And the ayes and noes being demanded by two Senators they  
were ordered.

*Those who voted in the affirmative are,*

Messrs. Brugh, Buckles, Cassatt, Conduit, Day, Dole, Eddy, Ellis, Evans, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Martin, Millikin, Odell, Randall, Reid of Union, Rousseau, Sleeth, Teegarden, and Walpole.—27.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Cornett, Dawson, English, Garver, Hanna, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Montgomery, Morgan, Morrison, Porter, Read of C., Walker, Winstandley, and Woods.—23.

So the instructions, and the amendment, were laid upon the table ;  
Whereupon Mr. Hanna offered the following instruction :—

Instruct the committee to inquire into the expediency of inserting a provision positively prohibiting the company from investing any of the proceeds arising from the said canal, on water rents, in the construction of manufacturing establishments or mills so as to prevent a dividend of over ten per cent.

Whereupon Mr. Reid, of U., called for a division of the question,  
And the President decided the same to be susceptible of division ;  
And the question being, "Will the Senate recommit?"

And the ayes and noes being demanded by two Senators they  
were ordered :

*Those who voted in the affirmative are,*

Messrs. Brugh, Buckles, Conduit, Day, Dole, Eddy, Ellis, Evans, Graham, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Lyon, McCarty, Martin, Miller, Millikin, Morgan, Odell, Randall, Read of C., Reid of U., Rousseau, Teegarden, Walker, Walpole, and Woods.—33.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Cornett, Dawson, English, Garver, Hardin, Huffstetter, Kinnard, Malott, Montgomery, Morrison, Porter, and Winstandley.—15.

So the bill was recommitted to the committee on the judiciary.

The question again recurring on the adoption of the instruction proposed by Mr. Hanna ; when

Mr. Berry proposed the following amendment to the instructions :

"That the State of Indiana will at the time she resumes the control of the said canal pay to said company the amount paid for repairs of damages upon said canal from Brookville to Lawrenceburg in the years 1847, 1848, and 1849 ; but will not vest at this time any other rights secured by her several acts in relation to the White Water Valley canal."

When Mr. Hanna proposed the following amendment to the amendment to the instructions :

And by permitting the stockholders to consider, in the division of dividends, the amount expended on extraordinary repairs as cost of construction ;

Which was accepted,

And the amendment as amended was accepted ;

When Mr. Walpole offered the following amendment to the amendment :

Insert in the proper place the following words :

"And inquire into the propriety of striking out the original bill and insert :"

Which was accepted ; when,

On motion by Mr. Montgomery,

The instructions were laid on the table.

By Mr. English, from the committee on claims.

MR. PRESIDENT :

The committee on claims to which was referred bill of the Senate No. 77, "a bill for the relief of Terrance McManus," have had the same under consideration, and are of the opinion that legislation on the subject is unnecessary at the present. and asks to be discharged from any further consideration of the same, and the bill lay on the table.

Which report was concurred in, and

The committee discharged, and

The bill was laid upon the table.

By Mr. Rousseau, from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 93 entitled, "a bill for the relief of Sibil R. Dekerman," have had that subject under consideration, and in accordance with the instruction of the Senate, have directed me to report said bill back to the Senate with the following amendment, to-wit : "strike out the second section," and when said amendment shall have been adopted the committee respectfully recommend that the bill shall pass.

Which report was concurred in,  
 The amendment adopted, and  
 No. 73. A bill for the relief of Sibil R. Dekerman ;  
 Was reported back and passed.  
 By Mr. Hanna, from the committee on corporations :

MR. PRESIDENT :

The committee on the corporations to whom was referred bill No. 40 of the Senate, "a bill to incorporate the trustees of the Princeton Female College," have had the same under consideration, and have directed me to report it back with the following amendments, upon the adoption of which to recommend its passage.

Amendments referred to in the above report :

Strike out the words—"which said amount shall be exempt from taxation, either for State or county purposes," in the last part of the second section, and insert instead thereof the words—"the site for the College, not exceeding one hundred acres, and the edifices thereon, the library, apparatus, and every thing pertaining thereto, shall be exempt from taxation, either for State, county, township, or corporation purposes."

And amend the last section by striking out that portion which requires the publication of said act in the Sentinel and the Journal before it goes into effect.

Which report was concurred in,  
 The amendment was adopted,  
 And the bill ordered to be engrossed for a third reading.  
 By Mr. Rousseau from a select committee :

MR. PRESIDENT :

The select committee to which was referred a joint resolution of the Senate No. 101, entitled "a joint resolution for the relief of James Gallatly and others therein named," have had that subject under consideration, and a majority of said committee have directed me to report back the said resolution to the Senate and respectfully request that it may pass.

When Mr. Ellis moved to recommit the joint resolution to the committee on the judiciary.

And the question being "Will the Senate recommit?"

The ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the Affirmative are,*

Messrs. Cornett, Day, Dole, Ellis, Evans, Garver, Graham, Hanna, Hardin, Harvey, Holloway, McCarty, Martin, Miller, Montgomery, Morgan, Odell, Porter, and Read of Clark.—19.

*Those who voted in the Negative are,*

Messrs. Adams, Allen, Berry, Brugh, Cassatt, Conduit, Eddy, English, Hamrick, Hendricks, Herod, Houghton, Huffstetter, James, Kinnard, Lyon, Millikin, Randall, Reid of Union, Rousseau, Teegarden, Walker, Walpole, and Woods.—24.

So the joint resolution was not recommitted to the judiciary committee.

The question then being, “shall the joint resolution be engrossed for a third reading?”

Pending which, and before the vote was taken,

On motion by Mr. Rousseau,  
The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

Mr. Conduit asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee, to which was referred House bill No. 40, have had the same under consideration, and a majority have directed me to report it back to the Senate and recommend its passage :

No. 40. A bill (of the House) to repeal all laws of this State authorizing counties to subscribe for any corporation stock, so far as relates to the county of Morgan, and declaring the meaning of certain acts therein named.

Which was ordered to a third reading.

Mr. Herod, from a select committee, asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee, to whom was referred the petition of Joseph Hiner and others, praying an act incorporating the Hartsville Academy, have had that subject under consideration, and directed me to report the following bill and recommend its passage :

No. 150. A bill incorporating the Trustees of the Hartsville Academy.



Which was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

Mr. Porter, from a select committee, asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee, to which was referred bill of the House No. 19, entitled "an act prescribing the time of holding the circuit courts in the second judicial circuit," have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and recommend its passage :

No. 19. A bill (of the House) prescribing the time holding the circuit courts in the second judicial circuit.

Which was read a second time and ordered to a third reading.  
When the Senate proceeded to the

#### ORDERS OF THE DAY.

#### *Bills and Joint Resolutions on their third reading.*

No. 62. A bill to amend an act entitled "an act to increase and extend the benefits of common schools," approved January 17th, 1849 ;

Which was read a third time and passed.

No. 74. A joint resolution relative to a settlement of the accounts subsisting between this State and the General Government, relative to the three per cent. fund ;

When,

Mr. Walpole moved to recommit the joint resolution to the committee, with the following instructions :

Insert in the proper place the following section :

Sec. 2. *Be it further resolved*, That in case said persons should be unable, owing to public engagements, to appropriate and bestow the necessary time and care in the investigation which the importance of the subject demands then they are hereby authorized to procure the services of some competent and proper person to investigate the same ;

When,

Mr. Miller called for a division of the question.

Mr. Cornett moved to lay the instructions on the table ;

Which was decided in the affirmative.

So the instructions were laid on the table ; and,

The question again recurring on the passage of the joint resolution,

It was decided in the affirmative.

So the joint resolution passed.

No. 83. A bill to consolidate and publish in one act the several acts and parts of acts that now incorporate the Madison and Napoleon Turnpike Company;

Was read a third time and passed.

No. 8. A joint resolution (of the House) on the subject of the reduction of postage;

Which was read a second time, and,

On motion by Mr. Rousseau,

Laid on the table.

No. 24. A bill (of the House) to incorporate the American Live Stock Insurance Company;

Which was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 28. A bill (of the House) to revise an act to compel speculators to pay a road tax in Randolph county equal to that paid by actual settlers, approved January 13th, 1845;

Which was read a second time, and,

On motion,

Referred to the committee on roads.

No. 29. A bill (of the House) to extend the time of holding the probate court of Hendricks county;

Which was read a second time and ordered to be engrossed for a third reading.

No. 30. A bill (of the House) to amend an act, entitled "An act to incorporate the Harrison, New Trenton, Rochester, and Brookville Turnpike Company," approved Jan. 13, 1849;

Which was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 35. A bill (of the House) repealing an act relating to the jurisdiction of justices of the peace, so far as relates to Montgomery county;

Which was read a second time, and ordered to a third reading.

No. 36. A bill (of the House) to authorize the draining of the Peru prairie, in Miami county;

Which was read a second time, and ordered to a third reading.

No. 41. A bill (of the House) to change the time of holding the October term of the probate court of Martin county;

Was read a second time, and ordered to a third reading.

No. 52. A bill (of the House) requiring the grand jury in the county of Hancock to meet on the third day of the court term;

Which was read a second time, and,

On motion,

Laid on the table.

No. 53. A bill (of the House) to change the name of Eliza Jane

Bristo to Eliza Jane Swisher; and that of Nancy Brown to Nancy O'Neal;

Which was read a second time, and ordered to a third reading.

No. 54. A bill (of the House) to amend an act, entitled "An act requiring the supervisors of roads in Sullivan county to make a report at the March term, in each year, and for other purposes," approved January 26, 1847;

Which was read a second time, and ordered to a third reading.

No. 56. A bill (of the House) to change the names of Mary Jane Manning and Margaret Ann Manning, of the county of Vanderburgh;

Which was read a second time, and ordered to a third reading.

No. 57. A bill (of the House) to amend an act, entitled "An act to regulate the mode of doing county business in the county of Putnam," approved Jan. 15, 1849;

Which was read a second time, and ordered to a third reading.

No. 61. A bill (of the House) repealing an act therein named;

Which was read a second time, and ordered to a third reading.

No. 63. A bill (of the House) in relation to Lamasco City;

Which was read a second time, and ordered to a third reading.

No. 64. A bill (of the House) in relation to extra taxes in Lamasco City;

Was read a second time, and,

On motion,

Was referred to a select committee, consisting of

Messrs. James, Ellis, and Miller.

No. 65. A joint resolution (of the House) authorizing the reports from the State Bank and Commissioners of the Sinking Fund to be made on the second week of the session;

Which was read a second time, and ordered to a third reading.

No. 68. A joint resolution (of the House) in reference to the reduction of the price of the lands in the Miami National Reservation;

Which was read a second time, and ordered to a third reading.

No. 71. A bill (of the House) to repeal a proviso to an act therein named;

Which was read a second time, and ordered to a third reading.

No. 72. A bill (of the House) prohibiting the stretching of seines across Laughrey creek and other streams in the State of Indiana;

Which was read a second time, and,

On motion by Mr. Woods,

Referred to a select committee, consisting of

Messrs. Woods, Cornett, and Millikin.

No. 75. A bill (of the House) to amend an act, entitled "An act to authorize supervisors to work a certain road in Ohio county;"

Which was read a second time, and ordered to a third reading.

No. 130. A bill (of the House) to revive and amend an act, entitled "An act to authorize the election of a School Commissioner in township nine, range one west, in Franklin county;"

Which was read a second time, and passed to a third reading.

No. 134. A bill to incorporate the Bowling Green Manufacturing and Navigation Company;

Which was read a second time,

And referred to the committee on corporations.

No. 136. A bill to organize a probate circuit in the counties therein named;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 137. A bill for the relief of the Lawrenceburgh and Napoleon Turnpike company;

Which was read a second time; and referred to the committee on corporations.

No. 138. A bill to amend an act, entitled "an act to incorporate the Knox Insurance Company;

Which was read a second time, and referred to the committee on corporations.

No. 139. A bill providing for the election of township assessors in the county of Greene;

Which was read a second time; when,

Mr. Garver moved to amend by inserting in the proper place,

"The county of Hamilton."

Which amendment was adopted, and the bill ordered to be engrossed for a third reading.

No. 140. A bill to carry out the obvious meaning of the contract entered into between the State of Indiana, and her Bondholders;

Which was read a second time, and referred to a select committee consisting of,

Messrs. Cassatt, Randall, Teegarden, Walker, and Dole.

No. 141. A bill to amend an act incorporating the Michigan Road Company, approved, January 13th, 1845;

Which was read a second time; and,

On motion by Mr. Walker,

The rules were suspended and the bill considered as engrossed, read a third time and passed.

On motion by Mr. Miller,

The Senate adjourned.



## THURSDAY MORNING, DECEMBER 20th, 1849.

The Senate met.

The journal of the preceding day was read.

## PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Harvey,

The petition of John E. Johnson, and others, praying the passage of an act, to incorporate the town of Belleville, in Hendricks county, and to prohibit the sale of ardent spirits in said town;

Was read, and,

On motion by Mr. Harvey,

Referred to a select committee consisting of,  
Messrs. Harvey, Hardin, and Millikin.

By Mr. Hendricks,

The petition of Nancy C. Barrow, praying the Legislature to grant a divorce;

Which was read, and,

On motion by Mr. Hendricks,

Referred to a select committee consisting of,  
Messrs. Hendricks, Hubbard, and Holloway.

By Mr. Kinnard,

The petition of sundry citizens of the State of Indiana, praying the passage of an act, to incorporate a company, to construct a plank, or plank and gravel road, from the town of Lafayette, in Tippecanoe county, to the town of Rossville, in Clinton county, &c.;

Which was read, and,

On motion by Mr. Kinnard,

Referred to a select committee consisting of,  
Messrs. Kinnard, Odell, and Walker.

By Mr. Sleeth,

The petition of sundry citizens of Shelby and Decatur counties, for a railroad charter;

Which was read, and laid on the table.

## REPORTS FROM STANDING COMMITTEES.

By Mr. Morrison from the committee on finance :

MR. PRESIDENT :

The committee on finance, to whom was referred bill of the House No. 70, entitled, "An act to extend the time of paying taxes for the year 1849, in the county of Randolph," have had the subject under consideration, and directed me to report, that they are not apprised of the existence of any cause in the county of Randolph,

that would incline them to favor the passage of a bill which interferes with the prompt and regular payment of the revenue. The committee, therefore, recommend that the bill be indefinitely postponed.

Which report was concurred in, and the bill indefinitely postponed.

By Mr. Hendricks from the committee on finance :

MR. PRESIDENT :

The committee on finance, to whom was referred resolution of the Senate, instructing them to inquire into the expediency of so amending the 4th article of the 7th chapter of the Revised Statutes of 1843, that the County Treasurers' shall file their bonds and take the oath of office on the first Monday of March next, after their election, have had the same under consideration, and have directed me to report the following bill :

No. 151. A bill to amend the 4th article of the 7th chapter of the Revised Statutes of 1843 ;

Was read a first time and passed to a second reading.

By Mr. Garver from the committee on finance :

MR. PRESIDENT :

The committee on finance, to which was referred a bill of the Senate, No. 114. entitled, "An act, to amend an act, entitled an act, to incorporate the Marion Fire Engine Company," have had the same under consideration and directed me to report the same back for the action of the Senate ;

When,

Mr. Ellis, moved the following amendment, viz :

"Make the provisions of bill general,"

When,

On motion by Mr. Porter,

The bill was laid on the table.

By Mr. Harvey from the committee on corporations :

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate, No. 93, entitled, "A bill in relation to costs in certain cases," have had the same under consideration, and instructed me to report said bill back to the Senate without amendment, and recommend its passage. And said committee ask to be discharged from the further consideration thereof.

Which was concurred in.

No. 93. A bill in relation to costs in certain cases ;

Was reported back, read a second time, and ordered to be engrossed for a third reading.

By Mr. Randall from the committee on the judiciary :

MR. PRESIDENT :

The committee on the judiciary, to whom was referred a resolution of the Senate, directing said committee to inquire into the expediency of amending the law in relation to the selling of real estate in cases where the heirs are unknown, have had the same under consideration and directed me to report, that inasmuch as the present law, authorizing a sale of the real estate of any person, dying without known heirs, within five years from the death of any such decedent, that further legislation is unnecessary and inexpedient at the present time ;

Which report was concurred in.

By Mr. Buckles from the committee on judiciary :

MR. PRESIDENT :

The committee on the judiciary to whom was referred bill No. 123, to amend section 21 of article 2, chapter 46, of the Revised Statutes of 1843, have had the same under consideration, and directed me to report it back to the Senate, without amendment, recommend its passage, and ask that said committee be discharged from the further consideration thereof :

No. 123. A bill to amend section 21, article 2, chapter 46 of the revised statutes of 1843 ;

Was reported back, read a second time, and ordered to be engrossed for a third reading.

By Mr. Hanna from the judiciary committee,

MR. PRESIDENT :

The judiciary committee, to which was referred bill of the Senate, No. 78, have directed me to report the same back and recommend its passage.

No. 78. A bill providing for changes of venue in the probate courts of this State ;

Was reported back, read a second time, and ordered to be engrossed for a third reading.

By Mr. Herod from the judiciary committee,

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate, No. 88, entitled a bill to repeal a certain act therein named, have had the same under consideration and directed me to report the same back to the Senate, with a recommendation that said bill be indefinitely postponed.

No. 88. A bill to repeal a certain act therein named ;

Was reported back and indefinitely postponed.

By Mr. Sleeth from the judiciary committee,

MR. PRESIDENT :

The judiciary committee, to whom was referred Senate bill, No. 91, entitled "An act to amend the 138th section of the 45th chapter of the revised statutes of 1843," have had that matter under consideration and directed me to report it back to the Senate without amendment, and respectfully recommend its passage.

No. 91. A bill to amend the 138th section of the 45th chapter of the revised statutes of 1843 ;

Was reported back and ordered to be engrossed for a third reading.

By Mr. Rousseau from the committee on the judiciary,

MR. PRESIDENT :

The committee on finance, to which was referred bill of the Senate, No. 84, entitled a bill fixing the salaries of the trustees of the Wabash and Erie Canal, have had that subject under consideration and a majority of said committee, have directed me to report the bill back to the Senate and recommend its indefinite postponement.

The question being on the indefinite postponement of said bill, and,

The ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the Affirmative are.*

Messrs. Adams, Brugh, Dole, Eddy, English, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, Huffstetter, Lyon, Miller, and Rousseau—15.



*Those who voted in the Negative are,*

Messrs. Allen, Berry, Buckles, Conduit, Cornett, Day, Dawson, Ellis, Evans, Garver, Graham, Hardin, Houghton, James, Kinnard, Malott, McCarty, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Randall, Read of Clark, Reid of Union, Sleeth, Teegarden, and Winstandley—30.

So the bill was not indefinitely postponed.

When Mr. Rousseau proposed the following amendment:

Amend by inserting the following section:

That the president judges of the several circuit courts in this State, shall receive a salary of \$1000 per year each, the Governor of this State and the judges of the supreme court, shall each receive a salary of \$1500 per year.

When Mr. Cornett moved to lay the amendment proposed by Mr. Rousseau, on the table.

And the question being upon laying the amendment on the table, and,

The ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Ailen, Berry, Buckles, Conduit, Cornett, Day, Dawson, Dole, Ellis, Evans, Garver, Graham, Hardin, Houghton, Huffstetter, James, Kinnard, Malott, McCarty, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Sleeth, Teegarden, Walker, and Winstandley—31.

*Those who voted in the negative are,*

Messrs. Adams, Brugh, Eddy, English, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, Lyon, Miller, Randall, and Rousseau—15.

So the amendment was laid upon the table.

Whereupon,

Mr. Hanna proposed the following amendment:

Add the following proviso:

*Provided*, that the salary of the State trustees shall not be less than the amount paid by the bondholders to the resident trustees, appointed by said bondholders.

When Mr. Porter moved to lay the amendment proposed by Mr. Hanna, on the table, and,

The ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Day, Dawson, Ellis, Evans, Garver, Graham, Hardin, Houghton, Huffstetter, James, Kinnard, Malott, McCarty, Milliken, Montgomery, Morgan, Morrison, Odell, Porter, Read of Clark, Reid of Union, Teegarden, and Winstandley—29.

*Those who voted in the negative are,*

Messrs. Adams, Dole, Eddy, English, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, Lyon, Miller, Randall, Rousseau, Sleeth, and Walker—17.

So the amendment was laid upon the table.

Whereupon,

Mr. Ellis moved the previous question, and there was a second, and the question being, shall the main question be now put?

And it was decided in the affirmative; and,

The main question being, shall the bill be engrossed for a third reading?

And the ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the Affirmative are:*

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Day, Dawson, Ellis, English, Evans, Garver, Graham, Hardin, Houghton, James, Kinnard, Malott, McCarty, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of Clark, Reid of Union, Sleeth, Teegarden, and Winstandley—30.

*Those who voted in the Negative are:*

Messrs. Adams, Dole, Eddy, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, Lyon, Miller, Randall, Rousseau, and Walker—14.

So the bill was ordered to be engrossed for a third reading.

By Mr. Reid of Union, from the committee on the judiciary:

MR. PRESIDENT:

The judiciary committee, to whom was referred bill No. 70 of the Senate, being a bill for the relief of the White Water Canal company, have had the same under consideration, and a majority of said committee request me to report the following amended bill, and recommend its passage; your committee having stricken out from

the enacting clause all the clauses or sections of the bill so referred to them.

Amendment referred to in the above report :

SECTION 1. The State of Indiana hereby releases, cedes, and transfers to, and relinquishes unto "The White Water Valley Canal Company" forever, all right of the said State of Indiana to redeem or resume said Canal, or any part of the same; reserving, however, to said State all nett profits made on said Canal over and above ten per centum per annum, on the cost of construction, and extraordinary repairs up to this date, made to said canal by said company: *Provided*, That said company shall not reduce the tolls on said Canal below such tolls charged on other works of a similar nature, the effect of which would be to prevent said company from declaring dividends exceeding ten per centum per annum as aforesaid: and in consideration of said relinquishment, said company shall keep the said Canal from Cambridge city to the terminus at Lawrenceburg thereof in good repair, and supply the lessees of water power granted by the State; and if said company shall at any time wilfully neglect or refuse to comply with the foregoing provisions, then the foregoing relinquishment shall be void: *Provided, however*, That this act shall not be in force until an offer for the sale of the right and interest of the said State shall have been made as hereinafter provided, viz:—The Auditor and Treasurer of State shall cause publication to be made in the Indiana State Sentinel and Indiana State Journal, for sixty days in succession prior to the third Saturday of April, 1850, that on that day sealed offers would be received at the office of said Auditor in Indianapolis, for the purchase of said right and interest, payable either in cash down or in the bonds of said State, which offers would continue so to be received up and until the third Saturday of July, 1850, when the same shall be opened, and the equity of redemption or right and interest of the State in and to said canal, sold to the highest and best bidder as aforesaid; and in the event of said sale, and on the payment of the full amount of the purchase money to said Treasurer on account of said State, the Secretary of State is hereby instructed and authorized to execute and deliver a deed to the purchaser, sealed with the seal of his office, conveying all the right, title, and interest in and to the said Canal and its appurtenances so belonging to the State of Indiana: *Provided, however*, That the said company may become the purchaser of said equity of redemption with all the rights of any other purchaser: *And provided, further*, That in event of no sale being made of said equity of redemption as aforesaid, then, and in that case, the provisions of this act releasing said equity of redemption to said company are declared to be in full force and law.

SEC. 2. That the said company shall not at any time whilst the State of Indiana or her assignee remains entitled to demand and

receive the excess of profits of said company over ten per centum per annum, invest said profits in the erection of mills, manufactories, or other machinery on said Canal, without the consent first obtained of said State or her assignee, under the pains and penalties of a forfeiture of their charter.

SEC. 3. The president and directors of said company shall annually, in the month of December, report to each branch of the General Assembly, the amount of cost of construction and repairs made by said company on said Canal, designating the cost of construction and repairs up to this date with the annual repairs, tolls, receipts for water rents, with the rates of toll charged on said Canal, which report shall be verified by the oaths of the president, secretary, and treasurer of said company.

SEC. 4. In the event of the said company wilfully neglecting or refusing to comply with all or any of the provisions of the preceding sections of this act, for more than ten days after the sitting of the legislature, it shall be lawful for the State of Indiana or her assignee to compel the said company to make said report, by writ of *mandamus* or *scire facias*, under the pains and penalties of the forfeiture of the aforesaid relinquishment.

SEC. 5. This act to be in force from and after its passage, and shall be deemed a public act.

When,

Mr. Rousseau moved to lay the bill and pending amendment on the table ;

Pending which, and before the question was taken,

On motion by Mr. Rousseau,

The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

When,

Mr. Cornett asked and obtained leave to offer the following resolution :

*Resolved*, That the Door Keeper of the Senate be instructed to deposite on the desks of Senators, the papers due them from the various printing offices in this city, and after they are directed, to deposite them in the Post Office or printing offices, as may be required.

Which was adopted.

When the Senate proceeded to the



## ORDERS OF THE DAY.

*Bills on their third reading.*

No. 20. A bill (of the House,) for the improvement of highways in Boone county;

Which was read a third time, and passed.

Whereupon,

Mr. Garver moved to amend the title to said bill, by striking out the words "in Boone county."

Which was adopted.

No. 19. A bill (of the House,) prescribing the time of holding the Circuit Courts in the second judicial circuit;

Which was read a third time, and passed.

No. 29. A bill (of the House,) to extend the time of holding the Probate Court in Hendricks county;

Which was read a third time, and passed.

No. 35. A bill (of the House,) repealing an act relating to the jurisdiction of justices of the peace, so far as relates to Montgomery county;

Which was read a third time, and passed.

No. 36. A bill (of the House,) to authorize the draining of the Peru Prairie in Miami county;

Which was read a third time, and passed.

No. 40. A bill (of the House,) to repeal all laws of this State authorizing counties to subscribe for any corporation stock, so far as relates to the county of Morgan, and declaring the meaning of certain acts therein named;

Which was read a third time, and passed.

No. 41. A bill (of the House,) to change the time of holding the October term of the Probate Court of Martin county;

Which was read a third time, and passed.

No. 53. A bill (of the House,) to change the name of Eliza Jane Bristo to Eliza Jane Swisher, and that of Nancy Brown to Nancy O'Neal;

Which was read a third time, and passed.

No. 54. A bill (of the House,) to amend an act entitled "an act requiring the supervisors of roads in Sullivan county to make report at the March term in each year, and for other purposes," approved January 26th, 1847.

Which was read a third time, and passed.

No. 56. A bill (of the House,) to change the names of Mary Jane Manning and Margaret Ann Manning, of Vanderburgh county;

Which was read a third time, and passed.

No. 57. A bill (of the House,) to amend an act entitled "an act to regulate the mode of doing county business in the county of Putnam," approved January 15th, 1849.

Which was read a third time, and passed.

No. 61. A bill (of the House,) repealing an act therein named ;  
Which was read a second time, and,

On motion by Mr. Miller,

Referred to a select committee, consisting of  
Messrs. Miller, James, and Read of C.

No. 63. A bill (of the House,) in relation to Lamasco city ;  
Which was read a third time, and passed.

No. 65. A joint resolution (of the House,) authorizing the reports from the State Bank and Commissioners of the Sinking Fund, to be made on the second week of the session ;

Which was read a third time and passed.

No. 68. A joint resolution (of the House,) in reference to the reduction of the price of lands in the Miami National Reservation ;

Which was read a third time and passed.

No. 71. A bill to repeal a proviso to an act therein named ;

When Mr. Walker proposed the following amendment :

Amend by adding the following :

And also that an act entitled "an act to authorize the County Commissioners of the County of Cass to increase the road tax in said county," approved January 17th, 1849, be, and the same is, hereby repealed ;

Which was unanimously adopted.

And the bill as amended was read a third time, and passed.

On motion by Mr. Miller,

The Senate reconsidered the vote on the passage of bill

No. 61. A bill (of the House,) repealing an act therein named ;

When Mr. Miller moved to reconsider the vote on the third reading of the same, and,

On motion by Mr. Miller,

Referred to a select committee, consisting of  
Messrs. Miller, James, and Read of C.

No. 75. A bill (of the House,) to amend an act entitled "an act to authorize supervisors to work a certain road in Ohio county ;

Which was read a third time, and passed.

No. 130. A bill (of the House) to revive and amend an act entitled "an act to authorize the election of a school commissioner in township nine, range one east, in Franklin county ;"

Which was read a third time and passed.

No. 139. A bill providing for the election of township assessors in the counties of Greene and Hamilton ;

Which was read a third time and passed.

The President laid before the Senate a communication from the Auditor of State on the subject of water rents, expenses, &c., of the northern division of the Central Canal ;

Which,

On motion by Mr. Cornett,

Was referred to the committee on the judiciary.

When the Senate resumed the consideration of the orders of the day.

## BILLS ON THEIR SECOND READING.

No. 142. A bill amendatory to an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 143. A bill to legalize the returns of the votes given for and against the school law in Shelby county ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 144. A bill to change the name of the town of Springfield in Hendricks county ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 145. A bill to legalize the acts of Johnson Farley, justice of the peace ;

Which was read a second time and ordered to be engrossed for third reading.

No. 146. A bill to amend article 5, chapter 28, of the Revised Statutes of 1843 ;

Which was read a second time and referred to the committee on the judiciary.

No. 147. A bill for the relief of George Donaldson ;

Which was read a second time, and,

On motion by Mr. Dawson,

Was referred to a select committee, consisting of

Messrs. Dawson, Eddy, and Martin.

No. 148. A bill for the relief of Delila and Sylvester Conklin of Wayne county ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 149. A bill for the benefit of E. Browning of Marion county ;

Which was read a second time, and,

On motion,

Referred to the committee on claims.

The President laid before the Senate a communication from the President of the Madison and Indianapolis Railroad Company, inviting the Senate and officers thereof to make a trip to Madison on Christmas day, and returning on the next day, &c.;

Which invitation was unanimously accepted.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 104. An act to locate a State road in the counties of Howard and Miami;

No. 105. An act to vacate the alleys in the town of Cumberland;

No. 107. An act for the relief of Henry Berst and Titus G. Berst;

In which the concurrence of the Senate is respectfully requested.

And bill contained in said message entitled,

No. 104. An act to locate a State road in the counties of Howard and Miami,

Was read a first time and passed to a second reading.

And bill contained in said message entitled,

No. 105. An act to vacate the alleys of the town of Cumberland,

Was read a first time, and passed to a second reading.

And bill contained in said message entitled,

No. 107. An act for the relief of Henry Berst and Titus G. Berst,

Was read a first time and passed to a second reading.

The following message was received from the House of Representative, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 22. An act for the preservation of the North Port Feeder Dam;

No. 108. An act for the relief of William Sloan and Richard Sloan;

No. 118. An act in relation to public roads and highways in Bartholomew county;

No. 127. An act for the benefit of the Clark County Central Plank Road Company;

No. 131. An act to authorize William McDowell of the county of Adams to erect a mill-dam across the Wabash river in said county of Adams;

In which the concurrence of the Senate is respectfully requested.

And bill contained in said message entitled,

No. 22. An act for the preservation of the North Port Feeder Dam;

Was read a first time, and passed to a second reading.

And bill contained in said message entitled,

No. 108. An act for the relief of William Sloan and Richard Sloan,

Was read a first time and passed to a second reading.



And bill contained in said message entitled,  
 No. 118. An act in relation to public roads and highways in Bartholomew county,

Was read a first time and passed to a second reading.

And bill contained in said message, entitled

No. 127. An act for the benefit of the Clark County Central Plank Road Company ;

Was read a first time, and passed to a second reading.

And bill contained in said message, entitled

No. 131. An act authorizing William McDowell, of the county of Adams, to erect a mill-dam across the Wabash river, in said county of Adams ;

Which was read a first time, and passed to a second reading.

On motion by Mr. Reid of Union,

Senate bill,

No. 70. A bill to amend an act, entitled " An act to incorporate the White Water Valley Canal Company," approved January 20, 1842 ;

And the pending amendments,

Were laid upon the table.

By Mr. Buckles, from the judiciary committee :

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the Senate, No. 111, to extend the provisions of section two hundred and thirty-three of chapter thirty of the Revised Code of 1843, to cases of partition where the land is not susceptible of a just and equitable division, have had the same under consideration, and directed me to report that said committee have had a bill containing similar provisions under consideration, reported the same back to the Senate, and recommended its passage, therefore, your committee recommend the indefinite postponement of said bill, No. 111, ask to be discharged from the further consideration thereof.

Which report was concurred in ;

And the committee discharged.

By Mr. Hubbard, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate, No. 92, " A bill to amend an act incorporating the Junction Railroad Company," have had the same under consideration, and directed me to report the same back to the Senate for its action.

Whereupon,

Mr. Millikin moved to recommit the bill to the committee on corporations ;

Which was decided in the negative.

Whereupon,

Mr. Sleeth offered the following amendment :

Strike out the words "or from some point on the Rushville and Shelbyville Railroad," in the first section of the bill ;

Which amendment was accepted.

When Mr. Sleeth proposed the following amendment :

Insert before the words "to Indianapolis," in the first section, "*via Pleasantville ;*"

Which amendment was accepted.

When Mr. Morgan offered the following amendment :

Insert in the proper place the following—

"That said Company shall commence in 18 months from the 1st of April and complete the same in three years from that time ;"

Which was accepted.

When Mr. Hanna proposed the following amendment :

Add the following proviso in the proper place—

"*Provided*, That said Company shall not occupy any portion of the Michigan Road, except in crossing the same, for the purposes of said Railroad ;"

Which was adopted.

When Mr. Berry offered the following amendment :

Add the following section—

"Sec. —. The Legislature reserves the right to alter and amend this charter whenever the public good may require it."

When Mr. Hubbard offered the following amendment to the amendment :

Amend—

"So that the Legislature shall reserve the right to alter or amend this act whenever the Company shall violate the provisions of its charter ;"

Which was adopted.

And the amendment, as amended, was adopted.

When Mr. Buckles moved to refer the bill as amended to a select committee ;

Which was decided in the affirmative.

And the bill as amended was referred to a select committee, consisting of

Messrs. Buckles, Hubbard, Millikin, Morgan, McCarty, Reid of Union, Cornett, Sleeth, Ellis, Evans, Woods, Berry, and Garver.

By Mr. Millikin, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 85, have had the same under consideration, and made two amendments, and directed me to report it back to the Senate for its action.

Amendments referred to in the foregoing report :

"Strike out of the 4th section all that relates to constructing a branch from Martinsville, in Morgan county, or some others convenient in their main line, to Spencer's, in Owen county."

Second amendment—

"Strike out sections 5 and 7."

And,

On motion,

The bill and pending amendments were referred to the same select committee to which was referred bill No. 92.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled act of the House :

No. 5. An act establishing additional places of holding elections in certain counties therein named :

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion,

The Senate adjourned.

21

FRIDAY MORNING, DECEMBER 14, 1849.

The Senate met ;

On motion by Mr. Read of Clark,

The reading of the journal was dispensed with.

On motion by Mr. Herod,

The previous order of business was dispensed with, and leave given to make

## REPORTS FROM STANDING COMMITTEES.

When Mr. Lyon made the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill No. 138, of the Senate, have had the same under advisement, and after due deliberation, have instructed me to report the same back to the Senate with the following amendment, upon the adoption of which said committee would recommend its passage.

Amendment referred to—

“Strike out all of section two of said bill in relation to the establishment of local boards in other States ;”

Which report was concurred in,

The amendment adopted,

And the bill reported back and ordered to be engrossed for a third reading.

By Mr. Miller, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House, No. 73, entitled “A bill to amend an act to incorporate the Lafayette Insurance Company,” approved Feb. 8, 1836, with instructions to make a certain amendment, have had the same under consideration, and have made the amendment as directed, and a majority of said committee have directed me to report the same to the Senate, with one other amendment, for their action.

Amendment referred to in the report—

Amend the 5th section by adding after the word “parties” the words “which, however, shall not exceed the sum of ten per centum per annum ;”

Whereupon Mr. Ellis proposed the following amendment to the amendment :

Insert after the words “not to exceed ten per cent.” the following words :

“And be confined in its operations of discounting or lending money to the city of Lafayette.”

Which amendment was adopted,

And the amendment as amended was adopted.

The question being on concurring in the report of the committee.



And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Buckles, Cassatt, Conduit, Dole, Ellis, Garver, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinnard, Lyon, McCarty, Miller, Montgomery, Morgan, Odell, Porter, Rousseau, Sleeth, Teegarden, Walker, and Winstandley.—29.

*Those who voted in the negative are,*

Messrs. Adams, Berry, Brugh, Cornett, Day, Dawson, Eddy, Evans, Hanna, Malott, Read of C., Reid of U., and Woods.—14.

So the report was concurred in,

And the amendment adopted.

Whereupon Mr. Reid proposed the following amendment :

That the said company shall not be allowed or construed to have power under the present act, to remit bills of credit, or guarantee to insure any bank bill, bill of exchange, promissory note, or other bill of credit, to pass as a currency in Indiana, which may be issued in this or any other State, payable out of this State, or at any bank in the same.

Said company shall not be allowed to demand or receive from any insured person of any bill of exchange or promissory note, any mortgage or security as an assignment on the real or personal estate of said insured person for their own special benefit and security.

Which was unanimously adopted.

Whereupon Mr. Berry moved to recommit the bill to a select committee with the following instructions :

Instruct the committee to insert at the proper place as follows :

“The General Assembly reserves the right at any time to reduce the rate of interest allowed in this charter : *Provided, however,* it shall not reduce it below six per cent. per annum.”

Whereupon Mr. Ellis moved to lay the motion to recommit with the instructions on the table,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Lyon, Martin, Millikin, Montgomery, Morgan, Odell, Porter, Reid of U., Rousseau, Sleeth, Teegarden, Walker, and Winstandley.—28.

*Those who voted in the negative are,*

Messrs. Berry, Dawson, English, Evans, Hanna, Hardin, James, Kinnard, McCarty, Miller, Morrison, Read of C., and Woods.—13.

So the motion to recommit with the instructions were laid upon the table.

Whereupon Mr. Berry moved to recommit the bill to a select committee with the following instructions :

“The Legislature reserves to itself the right to alter or amend this charter.”

Whereupon Mr. Ellis moved to lay the motion to recommit with instructions on the table,

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Cassatt, Conduit, Cornett, Dole, Ellis, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Lyon, McCarty, Montgomery, Morgan, Odell, Porter, Reid of U., Rousseau, Sleeth, Teegarden, Walker, and Winstandley.—25.

*Those who voted in the negative are,*

Messrs. Berry, Brugh, Day, Dawson, English, Evans, Garver, Hanna, Hardin, Huffstetter, Kinnard, Malott, Martin, Millikin, Morrison, Read of C., and Woods.—18.

So the motion to recommit and the pending instructions were laid upon the table.

Whereupon Mr. Odell moved the previous question, and there was a second, and

The question being, “Shall the main question be now put?”

Which was decided in the affirmative, and

The main question being, “shall the bill pass?”

When Mr. Berry moved a call of the Senate,

Upon calling the roll the Senators all answered to their names except Messrs. Adams, Buckles, Hamrick, and Walpole.

On motion by Mr. Harvey,

Leave of absence was granted to Mr. Walpole,

On motion by Mr. Dawson,

Leave of absence was granted to Mr. Eddy.

Whereupon Mr. Berry moved that the absentees be sent for.

On motion,

Further proceedings on the call were suspended,

And the question being, “Shall the bill pass?”

The ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Allen, Brugh, Cassatt, Conduit, Day, Dole, Ellis, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Lyon, Martin, Millikin, Montgomery, Morgan, Odell, Porter, Reid of U., Rousseau, Sleeth, Walker, and Winstandley.  
—28.

*Those who voted in the negative are,*

Messrs. Adams, Berry, Cornett, Dawson, English, Evans, Garver, Hanna, Hardin, Huffstetter, Kinnard, Malott, McCarty, Miller, Morrison, Read of C., Teegarden, and Woods.—18.

So the bill passed.

By Mr. Cornett from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to which was referred bill No. 59 of the Senate, entitled "a bill amendatory of an act entitled "an act to incorporate the Delphi and Frankfort plank road company," approved January 15, 1849, have had the same under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. Hubbard from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 107, has had the same under consideration, and directed me to report the same back to the Senate with one amendment, and when said amendment is adopted to recommend its passage.

Amendment referred to,

Add to the end of section 2 the following, "unless otherwise directed by the Legislature."

Which report was concurred in, and

The amendments adopted.

No. 107. A bill to incorporate the Indiana Asbury Female College ;

Was ordered to be engrossed for a third reading.  
By Mr. McCarty from the committee on corporations :

MR. PRESIDENT :

A majority of the committee on corporations to whom was referred bill No. 105, incorporating the Grand Rapids Manufacturing Company, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and  
The bill ordered to be engrossed to a third reading.  
By Mr. Berry, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to which was referred House bill No. 24, entitled "a bill to incorporate the American Live Stock company," have had the subject under consideration, and directed it to be reported back to the Senate, and recommend its passage, when the accompanying amendment shall have been adopted.

Amendment referred to,

Amend section 4, by striking out the words "one hundred," after the words "shares of," and insert in lieu thereof the word "fifty."

Which amendment was adopted, and,  
On motion by Mr. Ellis,  
Was referred to a select committee, consisting of  
Messrs. Ellis, Berry, and Eddy.  
By Mr. Miller, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 7, entitled "a bill to incorporate the Milton and Waterloo turn-pike company," have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and  
The bill was ordered to be engrossed for a third reading.  
By Mr. Millikin, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the



Senate No. 137, have had the same under consideration, and have directed me to report it back to the Senate with the following amendment :

Amendment referred to :

Amend by adding the following section :

Sec. 3. It shall be lawful for the said Lawrenceburgh and Napoleon turnpike company to make said road, or any part thereof, of plank and earth. It shall be constructed of plank, eight feet wide, and earth, stone, or gravel, ten feet wide, on one side of the plank, with a grade as high as the top of the plank.

Which report was concurred in, and the amendments adopted.

No. 137. A bill for the relief of the Lawrenceburgh and Napoleon turnpike company ;

Was ordered to be engrossed for a third reading.

By Mr. Porter, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 133, entitled "an act to amend an act entitled 'an act authorizing the construction of plank roads, approved January 15th, 1849,' " have had the same under consideration, and have directed me to report the same back to the Senate, with the opinion of the committee that it would be inexpedient to adopt the provisions of the bill.

Whereupon,

On motion by Mr. Cassatt,

The bill was recommitted to a select committee, consisting of Messrs. Cassatt, Harvey, and Hardin.

By Mr. Lyon, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to which was referred bill No. 110 of the Senate, have had the same under consideration, and have directed me to report the same back without amendment, and recommend its passage.

Which report was concurred in.

No. 110. A bill to consolidate the Richmond turnpike company, and the Wayne county turnpike company, and for other purposes connected therewith ;

Was reported back and ordered to be engrossed for a third reading.

By Mr. Miller, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 18, entitled "a bill to incorporate the Union turnpike company, have had the same under consideration, and a majority of said committee have instructed me to report the same back to the Senate and recommend its passage.

Which report was concurred in,  
And the bill ordered to be engrossed for a third reading.  
By Mr. Sleeth, from the committee on benevolent institutions :

MR. PRESIDENT :

The committee on benevolent institutions of the State, to whom was referred the memorials of sundry citizens of Indiana, respectfully asking the legislature to establish a state asylum for the relief, protection, instruction, and moral training of the destitute orphans in the State, have had the same under consideration. The committee fully feel and appreciate the benevolent views of the memorialists, as to the importance and utility of the establishment of the proposed institution. But your committee very much regret to come to the conclusion that in view of the fact that we have been, and are now, paying a heavy rate of taxation, not only to meet the arrangement for paying off the State indebtedness, but for the establishment of the several State benevolent institutions already in successful operation, preclude the committee from urging any immediate action in the premises. The committee, however, express the hope that the legislature hereafter will at the earliest practicable moment take the proper steps for the establishment of such an asylum—one that commends itself more strongly, if possible, than any other, not only to the benevolence of your committee, but to the citizens generally of Indiana. I am therefore directed by said committee to report said memorials back to the Senate, and recommend that they be laid on the table.

Which report was concurred in, and the memorials were laid on the table.

Whereupon,

The Senate resumed the consideration of bill

No. 191. A joint resolution for the relief of James Gallatly and others therein named ;

When Mr. Ellis proposed the following amendment :

Amend by adding after the word "judgment," that upon certificate of the clerk of said court to the auditor of State, that said auditor shall issue his warrant to the treasurer, to pay the same out of any money not otherwise appropriated.

Whereupon,

Mr. Herod moved the previous question, which was seconded.

And the question being, shall the main question be now put?

Which was decided in the affirmative.

And the main question being, shall the joint resolution be engrossed for a third reading?

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Cassatt, Conduit, Day, Dole, English, Hamrick, Hendricks, Herod, Houghton, Lyon, Montgomery, Odell, Randall, Reid of Union, Rousseau, Teegarden, Walker, and Winstandley—21.

*Those who voted in the negative are,*

Messrs. Berry, Cornett, Dawson, Ellis, Evans, Graham, Hardin, Harvey, Kinnard, Malott, Martin, Miller, Morgan, Morrison, Porter, Read of C., and Woods—17.

So the joint resolution was ordered to be engrossed for a third reading.

By Mr. Herod, from a select committee :

MR. PRESIDENT :

The select committee to whom was referred the petition of John R. Morelege and others, praying for the passage of an act incorporating the town of Hartsville in Bartholomew county, have had the same under consideration, and have directed me to report the following bill, and recommend its passage.

No. 152. A bill to incorporate the town of Hartsville, in Bartholomew county ;

Was read a first time and passed to a second reading.

By Mr. Rousseau, from a select committee :

MR. PRESIDENT :

The select committee to whom was referred a resolution of the Senate, on the subject of prosecuting attorneys, with instructions to report a bill "to repeal the law authorizing the election of prosecuting attorneys by the several counties of this State, and substituting the plan of electing by the people of each judicial circuit," have had that subject under consideration, and in accordance with said instructions, have directed me to report back to the Senate, bill of the Senate No. 112, referred to said committee, entitled "a bill to repeal an act entitled 'an act to provide for the election of prosecuting attorneys by the people of the several counties, approved

January 27, 1849," said committee report said bill with an amendment, which amendment they ask may be adopted.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

Whereupon,

Mr. Millikin moved to reconsider the vote on the engrossment of said bill,

And it was reconsidered.

When Mr. Millikin moved to amend by excepting the county of Dearborn from the provisions of said bill ;

Which amendment was not adopted.

When Mr. Hubbard moved to amend by excepting the county of Rush ;

Which was not adopted.

Mr. Berry moved to amend by excepting the county of Franklin ;

Which was not adopted.

Mr. Hamrick moved to amend by excepting the county of Putnam ;

Which was not adopted.

When Mr. Harvey moved to amend as follows :

Amend by adding—

Said county prosecuting attorneys shall, during their continuance in office, receive the fees now allowed by law ;

Which was adopted.

The question then being, shall the bill be engrossed for a third reading, and,

The ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Cassatt, Conduit, Day, Garver, Graham, Hanna, Hardin, Harvey, Herod, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Martin, Morrison, Odell, Porter, Read of C., Rousseau, Walker, and Woods—27.

*Those who voted in the negative are,*

Messrs. Berry, Buckles, Cornett, Dawson, Dole, English, Evans, Hamrick, Hendricks, Holloway, Hubbard, Milliken, Montgomery, Morgan, Randall, Reid of U., Sleeth, and Teegarden—18.

So the bill was ordered to be engrossed for a third reading.

By Mr. Read of C., from a select committee,

MR. PRESIDENT :

The select committee, to which was referred the petition of



the Mayor and Councilmen of the city of Jeffersonville, praying an amendment of their charter, also a petition from sundry citizens of Jeffersonville, praying an extension of the city corporation, all of which they have had under their consideration, and have directed me to report the following bill and recommend its passage.

Which report was concurred in.

No. 153. A bill to amend an act entitled an act to incorporate the city of Jeffersonville, and to enlarge the boundaries thereof;

Was read a first time and passed to a second reading.

By Mr. Randall, from a select committee,

MR. PRESIDENT :

The select committee to whom was referred the bill of the House, No. 77, in regard to a free turnpike road in Adams county, have had the same under consideration and directed me to report the same to the Senate, with the following amendment, and when so amended, to recommend its passage.

Amendments referred to :

Strike out all after the enacting clause, and insert—

That the above recited acts and all acts supplementary thereto, are hereby so amended as to abolish the office of free turnpike supervisors.

SEC. 2. The county auditors and township trustees shall, in all respects, be governed by the laws now in force, governing them in regard to other roads in the government of said free turnpike roads.

SEC. 3. This act to take effect and be in force from and after its passage, and the filing a copy thereof, in the auditor's office of Jay and Adams counties.

SEC. 4. It is hereby made the duty of the Secretary of State, to forthwith, after its passage, forward a copy of this act to the auditor of Adams and Jay counties.

SEC. 5. All laws and parts of laws contravening or conflicting with this act, are hereby repealed.

Which report was concurred in, the amendments adopted, ordered to be engrossed, and the bill ordered to a third reading.

By Mr. Odell from a select committee,

MR. PRESIDENT :

The select committee to which was referred bill of the Senate, No. 104, to incorporate the Tippecanoe Fire Company, have had the same under consideration and have instructed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in and the bill ordered to be engrossed for a third reading.

By Mr. Cassatt from a select committee,

MR. PRESIDENT :

The select committee to which was referred Senate bill, No. 133, with instructions to make the provisions of said bill local, have performed that duty and now report said bill back amended as follows, and recommend its passage :

[ Strike out the words "State of Indiana," in the fifth line, and insert the words—Wabash county, in lieu thereof.

Which amendments were adopted.

No. 133. A bill to amend an act entitled an act authorising the construction of plank roads, approved January 15, 1849 ;

Was ordered to be engrossed for a third reading.

By Mr. Woods from a select committee,

MR. PRESIDENT :

The select committee to whom was referred bill of the House, No. 72, to prohibit the stretching of seines across Laughery creek, and other streams in the State of Indiana, have had the same under consideration, and have directed me to make the following report, viz :

At the end of section 3, add the following :

The county of Ripley is exempted from the provisions of this act.

And also, to amend by adding the following :

SEC. 4. This act to be in force from and after its passage, and when so amended, to recommend its passage.

Which report was concurred in, the amendments adopted, and the bill ordered to a third reading.

On motion by Mr. Cornett,

The Senate adjourned.

*Two o'clock, P, M.*

Senate met.

When Mr. Martin asked and obtained leave to offer the following resolution :

WHEREAS, The president of the Madison and Indianapolis Rail Road Company has very courteously invited the members of this General Assembly, to take a trip over said road, on Tuesday next, and whereas, it is proper and desired, if the members of this legislature accept such invitation, to inform the president thereof, at the earliest convenient time;

*Therefore resolved*, That when the Senate adjourns, it will adjourn until Thursday Morning next, at 9 o'clock, and that the Secretary inform the House of Representatives, of the adoption of this resolution.

Which,

On motion by Mr. Reid of U.,  
Was laid upon the table.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Morrison, from the committee on education:

MR. PRESIDENT:

The committee on education to whom was referred the "Report of the Superintendent of Common Schools," have had the subject under consideration, and directed me to report the same back to the Senate and recommend that 500 copies thereof be printed for the use of the Senate.

Which report was concurred in and five hundred copies of the report ordered to be printed.

By Mr. Hardin, from the committee on roads:

MR. PRESIDENT:

The committee on roads to whom was referred, bill of the House, No. 28, being "An act to revive an act, to compel speculators to pay a road tax in Randolph county equal to that paid by actual settlers," have had the same under consideration, and have instructed me to report the same to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Reid of U., from the committee on education:

MR. PRESIDENT:

The committee on education to whom was referred the resolution of the Senate, requesting your committee to inquire into the propriety of extending the time of payment to the purchasers of school

lands, and the borrowers of the common school funds, have had the same under consideration, and have instructed me to report the following bill for these purposes, and recommend its passage.

No. 161. A bill for the relief of purchasers of school lands, and borrowers of the common school fund.

Was read a first time, and passed to a second reading.

By Mr. Day, from a select committee:

MR. PRESIDENT:

The select committee to whom was referred the bill from the House of Representatives, "No. 78, legalizing the settlement of the Auditor and Treasurer of Kosciusko county, for the financial year ending June, 1849, and for other purposes," have had the said bill under consideration, and have directed me to report the same back to the Senate, recommending its passage.

No. 78. A bill (of the House) to legalize the settlement of Auditor and Treasurer of Kosciusko county for the financial year ending June, 1849, and for other purposes.

Was reported back, and ordered to a third reading.

By Mr. Dole, from a select committee:

MR. PRESIDENT:

The select committee to which was referred bill of the House, No. 142, entitled, "An act granting the right of way through the county of Vermillion, to the Danville and Georgetown Plank Road Company," have had the same under consideration, and have directed me to report the same back and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

#### RESOLUTIONS INTRODUCED.

By Mr. Reid of U.,

WHEREAS, It having been represented to us that the act, entitled, "An act to increase and extend the benefits of common schools, passed last session of the General Assembly, is null and void in law, according to the decision of the Supreme Court of Delaware, made in the case of Rice vs. Foster, 4 Harring Rep., the same being similar in point to the present law, also, by the decision of the Supreme Court of Pennsylvania, in the case of Parker vs. Commonwealth, 1848.



*Be it Resolved*, That the judiciary committee be instructed to inquire into the validity of said school law, and report to the Senate by bill, or otherwise, whether anything is necessary to legalize the act, so far as the counties who have adopted the same are concerned.

*Be it further Resolved*, That the Secretary of State be requested to report to the Senate, for the information of said judiciary committee, the number and names of those counties which have adopted said school law, according to the provisions thereof.

Which was adopted.

By Mr. Hardin,

*Resolved*, That the committee on the judiciary be instructed to report a bill to the Senate to provide for taking the census of the white male inhabitants in the several counties in this State, with a view to the apportionment of Senators and Representatives, as is provided in the constitution ;

Which was adopted.

#### BILLS INTRODUCED.

By Mr. Hendricks,

No. 154. A bill to amend an act entitled "An act to incorporate the Madison Insurance company ;"

Which was read a first time, and passed to a second reading.

By Mr. Hendricks,

No. 155. A bill to incorporate the Madison Gas-light company ;

Was read a first time and passed to a second reading.

By Mr. Hendricks,

No. 156. A bill to distribute a surplus road tax in Jefferson county ;

Was read a first time and passed to a second reading.

By Mr. Evans,

No. 157. A bill to amend an act to incorporate the Henry county Turnpike company, approved December 5, 1848 ;

Was read a first time and passed to a second reading.

By Mr. Garver,

No. 158. A bill to authorize justices of the peace to solemnize marriages within their respective counties ;

Was read a first time and passed to a second reading.

By Mr. Garver,

No. 159. A bill in relation to folding and stitching public documents ;

Was read a first time and passed to a second reading.

By Mr. Garver,

No. 160. A bill to incorporate the Hamilton Manufacturing company ;

Was read a first time and passed to a second reading.

By Mr. Odell,

No. 162. A bill regulating the acknowledgment of deeds and other papers ;

Was read a first time and passed to a second reading.

By Mr. Woods,

No. 163. A bill to incorporate the Vevay, Mount Sterling, and Versailles Turnpike Road company ;

Which was read a first time, and,

On motion by Mr. Woods,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Messrs. Woods, Cornett, and Hendricks.

By Mr. Cassatt,

No. 164. A bill to amend the act entitled " an act for the relief of Louisa Jane Cassatt," approved January 22d, 1849 ;

Which was read a first time, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Cassatt,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Dawson,

No. 165. A bill to authorize the Fort Wayne and Lima Turnpike company to construct a branch of said road to Albion, in Noble county ;

Was read a first time, and passed to a second reading.

By Mr. Dawson,

No. 166. A bill to prevent frauds upon the Revenue ;

Was read a first time and passed to a second reading.

By Mr. Randall,

No. 167. A bill to incorporate the Fort Wayne and Piqua Plank Road company ;

Was read a first time and passed to a second reading.

By Mr. Randall,

No. 168. A bill to vacate a part of the Fort Wayne and Lima State road, and for other purposes ;

Was read a first time and passed to a second reading.

By Mr. Allen,

No. 169. A bill to authorize the Trustees of the first Regular Baptist Church of Crawfordsville, Montgomery county, Indiana, to sell land ;

Was read a first time and passed to a second reading.

By Mr. Morrison,

No. 170. A bill to amend an act entitled " an act to extend and increase the benefits of common schools," approved January 17th, 1849 ;

Which was read a first time, and,

On motion by Mr. Morrison,

The rules were suspended, the bill read a second time, and referred to the committee on education.

On motion by Mr. Randall,

*Ordered, That bill*

No. 42. A bill to incorporate the Fort Wayne Fire and Marine Insurance company,

Was taken from the table.

On motion by Mr. Randall,

*Ordered, That bill*

No. 4. A bill to provide for calling a convention of the people of the State of Indiana to revise and amend or alter the constitution of said State,

Which was made the special order of this day at 2 o'clock, be postponed until Thursday next, at 2 o'clock, P. M., and be made the special order of the day at that time.

When the Senate proceeded to the

#### ORDERS OF THE DAY.

#### *Bills and Joint Resolutions on their third reading.*

No. 40. A bill to incorporate the Trustees of the Princeton Female College.

Which was read a third time, and passed.

No. 78. A bill providing for changes of venue in the probate courts of this State.

Which was read a third time, and passed.

No. 84. A bill fixing the salaries of the Trustees of the Wabash and Erie Canal.

When Mr. Dole moved to re-commit the bill to a select committee, with the following instructions:

Refer to a select committee with instructions, to so amend the bill that the State will disapprove of any salary of the non-resident Trustee above \$2000, and that the resident Trustee, and the Trustee elected on the part of the State shall receive the same salary; *Provided, however,* That the State will disapprove of any salary granted to the State Trustee and the resident Trustee of a greater amount than fifteen hundred dollars.

Which was decided in the negative, and

The question being, shall the bill pass?

And the ayes and noes being demanded by two Senators they were ordered.

#### *Those who voted in the affirmative, are,*

Messrs. Allen, Berry, Brugh, Buckles, Cassatt, Conduit, Cornett, Dawson, Ellis, English, Evans, Garver, Hardin, Houghton, Huffstetter, Kinnard, Malott, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., and Woods—26.

*Those who voted in the negative, are,*

Messrs. Day, Dole, Eddy, Hamrick, Harvey, Herod, Holloway, Hubbard, Lyon, McCarty, Martin, Randall, Reid of U., Rousseau, Teegarden, Walker, and Winstandley—17.

So the bill passed.

No. 91. A bill to amend the 148th section, of the 45th chapter of the revised statutes of 1843.

Which was read a third time, and passed.

No. 93. A bill in relation to costs in certain cases.

Which was read a third time, and passed.

No. 123. A bill to amend section 21, article 2, chapter 46, of the revised statutes of 1843.

Which was read a third time, and passed.

No. 142. A bill amendatory to an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named.

Which was read a third time, and passed.

No. 143. A bill to legalize the returns of the vote given for and against the school law in Shelby county.

Which was read a third time, and passed.

No. 144. A bill to change the name of the town of Springfield, in Hendricks county.

Which was read a third time, and passed.

No. 145. A bill to legalize the acts of Johnson Farley, a justice of the peace.

Which was read a third time, and passed.

No. 158. A bill for the relief of Delila and Sylvester Conklin of Wayne county.

Which was read a third time, and passed.

#### BILLS ON THEIR SECOND READING.

No. 22. A bill (of the House) for the preservation of the North-port feeder dam.

Which was read a second time, and referred to a select committee consisting of

Messrs. Dawson, Rousseau, and Martin.

No. 104. A bill (of the House) to locate a State road in the counties of Howard and Miami.

Which was read a second time, and passed to a third reading.

No. 105. A bill (of the House) to vacate the alleys of the town of Cumberland.

Which was read a second time, and passed to a third reading.

No. 107. A bill (of the House) for the relief of Henry Berst and Titus G. Berst;

Which was read a second time, and passed to a third reading.

No. 108. A bill (of the House) for the relief of William Sloan and Richard Sloan;



Which was read a second time, and passed to a third reading.

No. 118. A bill (of the House) in relation to public roads and highways in Bartholomew county ;

Which was read a second time and passed to a third reading.

No. 127. A bill (of the House) for the benefit of the Clark county Central Pland Roak company ;

Which was read a second time and passed to a third reading.

No. 131. A bill (of the House) to authorize William McDowell, of the county of Adams, to erect a mill-dam across the Wabash river, in said county of Adams ;

Which was read a second time and passed to a third reading.

No. 151. A bill to amend the 4th article of the 7th chapter of the Revised Statutes of 1843 ;

Which was read a second time, and,

On motion,

Was re-committed to a select committee consisting of

Messrs Harvey, Teegarden, and Randall.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 144. An act to amend an act entitled " an act to incorporate the Buffalo and Mississippi Railroad company," approved February 6, 1835, and the several acts amendatory thereto :

No. 148. An act to extend the provisions of an act therein named to the counties of Huntington and Whitley ;

No. 156. An act amending an act therein named ;

No. 158. An act to provide for the trial of criminal causes in Marion county ;

No. 161. An act to reduce the number of township trustees in the county of Grant ;

No. 171. An act to provide for a uniform mode of doing township business in Clay county ;

In which the concurrence of the Senate is respectfully requested.

And bill contained in said message entitled

No. 144. A bill to amend an act entitled " an act to incorporate the Buffalo and Mississippi Railroad company," approved February 6, 1835, and the several acts amendatory thereto ;

Which was read a first time, and,

On motion,

The rules were suspended and the bill read a second time, and

Referred to a select committee consisting of

Messrs. Martin, Dawson, Day, Eddy, and Teegarden.

And bill contained in said message entitled

No. 148. A bill to extend the provisions of an act therein named to the counties of Huntington and Whitley ;

Which was read a first time and passed to a second reading.

And bill contained in said message entitled

No. 156. An act amending an act therein named ;

Which was read a first time and passed to a second reading.

And bill contained in said message entitled

No. 158. An act to provide for the trial of criminal causes in Marion county ;

Which was read a first time, and,

On motion by Mr. McCarty,

The rules were suspended, the bill read a second time, and,

On motion by Mr. McCarty,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled

No. 161. A bill to reduce the number of township trustees in the county of Grant ;

Was read a first time and passed to a second reading.

And bill in said message entitled

No. 171. A bill to provide for a uniform mode of doing township business in Clay county ;

Was read a first time and passed to a second reading.

When,

Mr. Lyon moved that the Senate adjourn ;

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are.*

Messrs. Adams, Allen, Berry, Brugh, Dawson, Ellis, Evans, Hardin, Huffstetter, Miller, Millikin, Morrison, and Winstandley—13.

*Those who voted in the negative are,*

Messrs. Buckles, Conduit, Cornett, Day, Dole, English, Garver, Hamrick, Hanna, Harvey, Hendricks, Holloway, Houghton, Hubbard, Lyon, McCarty, Martin, Montgomery, Morgan, Odell, Porter, Randall, Read of Clark, Reid of Union, Rousseau, Sleeth, Teegarden, and Walker—28.

So the Senate did not adjourn.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the House have passed the following engrossed bills of the Senate without amendment :

No. 130. An act for the relief of John M. Cook of Knox county ;

No. 141. An act to amend an act incorporating the Michigan Road company, approved January 15, 1845.

On motion,  
The Senate adjourned.

### SATURDAY MORNING, DECEMBER 22, 1849.

The Senate met.

The Journal of the preceding day was read.

#### PETITIONS, MEMORIALS, &C., PRESENTED.

By Mr. Conduit,  
The petitions of citizens of Morgan and Owen counties for the establishment of a State road ;

Which,

On motion by Mr. Conduit,  
Was referred to a select committee consisting of  
Messrs. Conduit, Adams, and Rousseau.

By Mr. James,

The petition of sundry citizens praying the legislature to appoint three commissioners to locate a State road from West Franklin to Evansville, &c. ;

Which,

On motion by Mr. James,  
Was referred to a select committee consisting of  
Messrs. James, Graham and Miller.

By Mr. Garver,

The petition of William Clifford and others on the subject of granting license, &c. ;

Which,

On motion by Mr. Garver,  
Was referred to the same select committee to which similar petitions had been referred.

By Mr. James,

The petition of sundry citizens praying the legislature to establish an additional place of holding elections in Marrs township, in Posey county :

Which,

On motion by Mr. James,  
Was referred to a select committee consisting of  
Messrs. James, Cornett, and Reid of Union.

By Mr. Garver,

The petition of John Greene, of Tipton county ;

Which,

On motion by Mr. Garver,  
Was referred to the committee on claims.

Mr. Cornett made the following report from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred the resolution of the Senate instructing the committee "to inquire whether some amendments to the school laws are not necessary where school districts lie partly within an assenting, and partly within a non-assenting county, to the act to increase and extend the benefits of common schools," have had the same under consideration, and have directed me to report that it is inexpedient to legislate on that subject, as, in the opinion of the committee, the law as it now exists provides for that contingency.

Which report was concurred in.

No. 42. A bill to incorporate the Fort Wayne Fire and Marine Insurance Company,

And the amendment pending when last under consideration,  
Was adopted ;

And the bill ordered to be engrossed for a third reading.

By Mr. Miller, from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred bill of the House of Representatives, No. 61, entitled "A bill to repeal an act therein named," have, according to order, had the same under consideration, and directed me to report the same back with one amendment, strike it out from the enacting clause and insert the following, and upon its adoption recommend its passage.

Amend as follows :

"That an act, entitled 'An act changing the mode of electing County Commissioners in the county of Pike,' approved February 10, 1848, be and the same is hereby repealed.

"Sec. 2. That the general laws now in force in this State in relation to, and governing the election of County Commissioners be, and the same is hereby revived in the county of Pike.

"Sec. 3. This act to take effect and be in force from and after its passage."



Which amendment was adopted,

The report concurred in, and,

No. 61. A bill (of the House) repealing an act therein named,

On motion,

The rules were suspended, the amendment considered as engrossed, the bill read a third time, and passed.

#### RESOLUTIONS INTRODUCED.

By Mr. Lyon,

*Resolved*, That the committee on education be instructed to inquire into the expediency of so amending an act, entitled "An act to increase and extend the benefits of Common Schools," approved January 17, 1849, as to provide that the township trustees shall apportion the school funds to the several school districts in their respective townships; or that the township treasurer shall, on the receipt of the school funds due his township, be required to apportion and set apart the same on his books to the credit of the several districts, in proportion to the number of scholars therein; and for the protection of weak districts, provide that the township treasurer, in making the apportionment, shall, in all districts containing a less number than fifty scholars, estimate the number at fifty.

Which was adopted.

By Mr. Holloway,

*Resolved*, That the committee on benevolent institutions be requested to inquire whether there is any law or rule in force relative to the management of the Insane Hospital which prevents insane colored persons from being received as inmates of that institution for medical treatment; and in case any such rule or law exists, to report a bill to abolish such distinction.

Which was adopted.

By Mr. Cornett,

*Resolved*, That the committee on finance be instructed to inquire into and report to the Senate at as early a period as practicable, whether or not the finances of the State will allow of any appropriation from the treasury for the further completion of the Asylum for the Insane, in advance of the revenue now appropriated by law for that purpose.

Which was adopted.

By Mr. Lyon,

*Resolved*, That the committee on the judiciary be instructed to inquire into the expediency of so amending the laws governing the levy and sale of property on execution, that where any writ of execution shall be returned by the sheriff, having made a levy and offer of sale, and property remaining unsold for want of bidders; and it

shall also appear that the property levied upon by virtue of such execution is insufficient to satisfy the amount to be collected by virtue of such execution, that in such case it shall be the duty of the clerk of the circuit court to issue a *venditioni exponas*, and an additional *fi. fa.* jointly, authorizing the sheriff to make an additional levy as well as to make sale of the property already levied upon, and which may remain unsold for the want of bidders.

Which was adopted.

By Mr. Conduit,

*Resolved*, That the committee on corporations be instructed to inquire into the propriety and expediency of the enactment of a general incorporation law, under the provisions of which the various associations hereafter to be entered into for the construction of works of improvement and for educational, manufacturing, and insurance purposes may respectively have a uniform organization, and that the committee have leave to report by bill or otherwise.

Which was adopted.

By Mr. Holloway,

*Resolved*, That the committee on the judiciary be, and they are hereby instructed to inquire into the expediency of selling the Northern Division of the Central Canal, with leave to report by bill or otherwise.

Which was adopted.

Mr. Holloway asked and obtained leave to make the following report from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred a joint resolution, No. 132, entitled "A joint resolution in relation to public documents of the State of Indiana," have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in,

And joint resolution,

No. 132. A joint resolution in relation to public documents of the State of Indiana ;

Was ordered to be engrossed for a third reading.

#### BILLS AND JOINT RESOLUTIONS INTRODUCED.

By Mr. Reid of Union,

No. 171. A joint resolution upon the subject of suppressing the "African slave trade ;"

Which was read a first time, and,

On motion by Mr. Reid of Union,  
The rules were suspended, the joint resolution read a second time, and

Referred to a select committee, consisting of  
Messrs. Reid of Union, Holloway, and Odell.

By Mr. Odell,

No. 172. A bill to incorporate the Lafayette and Michigan Plank Road Company ;

Was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Hubbard,

No. 173. A bill to incorporate the Rushville and National Road Plank Road Company ;

Was read a first time, and,

On motion by Mr. Hubbard,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Walker,

No. 174. A bill to amend an act authorizing the Board of Commissioners of Cass county to issue bonds bearing ten per cent. interest per annum, approved Jan. 28, 1843 ;

Was read a first time, and passed to a second reading.

By Mr. Lyon,

No. 175. A bill to amend an act, entitled " An act to authorize County Auditors to sell lands at private sale which have been bid in for the use of the School Fund," approved Jan. 28, 1847 ;

Was read a first time, and passed to a second reading.

By Mr. Lyon,

No. 176. A bill to increase the per diem allowance of the probate judge of the probate court of Fountain county ;

Was read a first time, and passed to a second reading.

On motion by Mr. Ellis,

Messrs. Graham and Cornett were added to the select committee to which bill of the House No. 24 had been referred.

On motion,

Messrs. Lyon, Walpole, Ellis, Hanna, and McCarty were added to the select committee to which had been referred Senate bill No. 126.

When the Senate proceeded to the

#### ORDERS OF THE DAY.

#### *Bills on their Third Reading.*

No. 18. A bill to incorporate the Union Turnpike Company ;  
Which was read a third time and passed.

No. 95. A bill amendatory of act entitled " an act to incorporate  
S 16

the Delphi and Frankfort Plank Road Company," approved January 15th, 1849 ;

Which was read a third time and passed.

No. 101. A joint resolution for the relief of James Gallatly and others therein named ;

When,

Mr. Rousseau proposed the following amendment :

Add the following section :

Sec. 3. This act to be in force from and after the filing of a certified copy thereof in the Clerk's office of said court ; and the Secretary of State is hereby required to forward said copy to said Clerk.

Which amendment was unanimously adopted.

And the question then being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Allen, Brugh, Buckles, Conduit, Dole, English, Houghton, Lyon, Martin, Millikin, Montgomery, Randall, Reid of U., Sleeth, Teegarden, Walker, and Winstandley—17.

*Those who voted in the negative are,*

Messrs. Berry, Cornett, Day, Dawson, Eddy, Ellis, Evans, Garver, Graham, Hanna, Hardin, Hubbard, James, Kinnard, Malott, McCarty, Morgan, Morrison, Odell, Porter, Read of C., Rousseau, and Woods—23.

So the bill did not pass.

No. 104. A bill to incorporate the Tippecanoe Fire Company ;

Which,

On motion by Mr. Rousseau,

Was recommitted to the committee on roads, with the following instructions :

"Inquire whether there is not now a law in force securing the exemption from paying the taxes provided for in said bill."

No. 105. A bill to incorporate the Grand Rapids Manufacturing Company ;

When,

Mr. Berry moved to recommit to the same committee, with the following instructions :

Instruct the committee to add the following section :

Sec. —. The directors shall be liable for all the debts contracted by them and not paid in their corporate capacity ; and the Legislature reserves the right to alter or amend said charter ;



When,

Mr. Ellis moved to lay the motion to recommit with instructions on the table.

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the Affirmative are,*

Messrs. Buckles, Conduit, Cornett, Day, Dole, Ellis, Garver, Graham, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, and Teegarden—17.

*Those who voted in the Negative are,*

Messrs. Allen, Berry, Brugh, Dawson, Eddy, English, Evans, Hanna, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Martin, Morrison, Read of Clark, Reid of Union, Rousseau, Sleeth, Walker, Winstandley, and Woods—23.

So the same was not laid on the table.

The question again recurring on the motion to recommit with instructions,

The ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the Affirmative are,*

Messrs. Allen, Berry, Brugh, Dawson, Eddy, Ellis, English, Evans, Garver, Graham, Hanna, Hardin, Huffstetter, Kinnard, Lyon, Malott, Martin, Morrison, Read of Clark, Reid of Union, Sleeth, Walker, Winstandley, and Woods—24.

*Those who voted in the Negative are,*

Messrs. Buckles, Conduit, Cornett, Day, Dole, Holloway, Houghton, Hubbard, James, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Rousseau, and Teegarden—17.

So the bill was recommitted to the committee on corporations with instructions.

No. 110. A bill to consolidate the Richmond Turnpike Company and the Wayne county Turnpike Company, and for other purposes connected therewith;

Which was read a third time and passed.

No. 112. A bill to repeal an act entitled "an act to provide for the election of prosecuting attorneys by the people of the several counties," approved January 27th, 1847;

Was read a third time, and,

The question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Allen, Brugh, Buckles, Conduit, Eddy, English, Graham, Hanna, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, Martin, Miller, Porter, Read of C., Rousseau, Teegarden, Walker, and Woods—22.

*Those who voted in the negative are,*

Messrs. Berry, Cornett, Day, Dawson, Ellis, Evans, Holloway, McCarty, Millikin, Montgomery, Morgan, Odell, Reid of U., Sleeth, and Winstandley—15.

So the bill passed.

No. 7. A bill to amend an act entitled "an act to incorporate the Milton and Waterloo Turnpike Company ;"

Was read a third time and passed.

No. 107. A bill to incorporate the Indiana Asbury Female College ;

Which was read a third time and passed.

No. 133. A bill to amend an act entitled "an act authorizing the construction of plank roads," approved January 15th, 1849 ;

Which was read a third time and passed.

No. 137. A bill for the relief of the Lawrenceburgh and Napoleon turnpike company ;

Which was read a third time, and passed.

No. 138. A bill to amend an act entitled "an act to incorporate the Knox Insurance company ;"

Which was read a third time,

When Mr. Berry moved to recommit the bill to the same committee with the following instructions :

Add the following section: "The Legislature reserves the right to amend the charter."

When Mr. Rousseau moved to amend the instructions as follows:

By striking out all relating "to a perpetual charter," and insert in the proper place instead thereof, "the term of fifty years from this date."

When,

On motion by Mr. Ellis,

The bill and pending instructions were laid on the table.

The President laid before the Senate a communication from the Secretary of State, in answer to a resolution of the Senate, "requesting the Secretary of State to report to the Senate for the information of the judiciary committee, the number and names of those counties which have adopted the school law," &c.

Which,

On motion by Mr. Read of C.,  
Was laid upon the table.

On motion,

The resolution heretofore offered by Mr. Martin, was taken up.

When Mr. Read of C. offered the following amendment :

Strike out the words "Thursday morning, 9 o'clock," and insert  
"Wednesday morning, 2 o'clock."

Whereupon,

Mr. Holloway moved to amend the amendment as follows :

"Strike out 'Wednesday' and insert 'Thursday'."

Which was adopted.

The question again recurring on the adoption of the amendment as amended,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Allen, Buckles, Conduit, Day, Dole, Eddy, English, Garver, Holloway, Houghton, Hubbard, James, Kinnard, Martin, Montgomery, Odell, Porter, Randall, Rousseau, Sleeth, and Woods—21.

*Those who voted in the negative are,*

Messrs. Berry, Brugh, Cornett, Dawson, Ellis, Evans, Graham, Hanna, Hardin, Huffstetter, Lyon, Malott, McCarty, Miller, Millikin, Morgan, Morrison, Read of C., Reid of U., Teegarden, Walker, and Winstandley—22.

So the amendment as amended was not adopted.

Whereupon,

Mr. Berry moved that the Senate adjourn.

Which was decided in the negative.

And the question being on the adoption of the resolution, and it was adopted.

On motion,

The Senate adjourned.

*Two o'clock, P. M.*

The Senate met,

And proceeded to the

THE ORDERS OF THE DAY.

*Bills on their Third Reading.*

No. 28. A bill (of the House,) to revive an act to compel speculators to pay a road tax in Randolph county, equal to that paid by actual settlers, approved January 13, 1845;

Which was read a third time, and passed.

No. 72. A bill (of the House,) prohibiting the stretching of seines across Laugherty creek and other streams in the State of Indiana;

Which was read a third time, and passed.

No. 77. A bill (of the House,) to amend an act to establish a free turnpike road in Adams county, approved January 13, 1845;

Which was read a third time, and passed.

No. 78. A bill (of the House,) to legalize the settlement of the auditor and treasurer of Kosciusko county, for the financial year ending June, 1849, and for other purposes;

Which was read a third time, and passed.

No. 104. A bill (of the House,) to locate a state road in the counties of Howard and Miami;

Which was read a third time, and passed.

No. 105. A bill (of the House,) to vacate the alleys in the town of Cumberland;

Which was read a third time, and passed.

No. 107. A bill (of the House,) for the relief of Henry Berst and Titus G. Berst;

Which was read a third time, and passed.

No. 108. A bill (of the House,) for the relief of William Sloan and Richard Sloan;

Which was read a third time, and passed.

No. 118. A bill (of the House,) in relation to public roads and highways in Bartholomew county;

Which was read a third time, and passed.

No. 127. A bill (of the House,) for the benefit of the Clark county Central Plank Road Company;

Which was read a third time, and passed.

No. 131. A bill (of the House) to authorize William McDowell, of the county of Adams to erect a mill-dam across the Wabash river in said county of Adams;

Which was read a third time and passed.

No. 142. A bill (of the House) granting the right of way through



the county of Vermillion to the Danville and Georgetown Plank Road Company ;

Which was read a third time and passed.

*Bills of the Senate on their second reading.*

No. 152. A bill to incorporate the town of Hartsville in Bartholomew county ;

Was read a second time, and,

On motion by Mr. Herod,

Was referred to the committee on corporations.

No. 153. A bill to amend an act entitled "an act to incorporate the city of Jeffersonville, and to enlarge the boundaries thereof ;"

Was read a second time and ordered to be engrossed for a third reading.

No. 154. A bill to amend an act entitled "an act to incorporate the Madison Insurance Company ;"

Was read a second time, and,

On motion,

Was referred to the committee on corporations.

No. 155. A bill to incorporate the Madison Gas-light Company ;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 156. A bill to distribute a surplus road tax in Jefferson county ;

Which was read a second time, and,

On motion by Mr. Hendricks,

Referred to the committee on roads.

No. 157. A bill to amend an act to incorporate the Henry County Turnpike Company, approved Dec. 5, 1848 ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 158. A bill to authorize justices of the peace to solemnize marriages within their respective counties ;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 159. A bill in relation to folding and stitching public documents ;

Was read a second time and referred to the committee on finance.

No. 160. A bill to incorporate the Hamilton Manufacturing Company ;

Which was read a second time, and,

On motion,

Was referred to the committee on corporations.

No. 161. A bill for the relief of purchasers of school lands, and borrowers of the common school funds ;

Was read a second time and referred to the committee on education.

No. 162. A bill regulating the acknowledgement of deeds and other papers ;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 165. A bill authorizing the Fort Wayne and Lima Turnpike Company to construct a branch of said road to Albion in Noble county ;

Was read a second time, and referred to the committee on corporations.

No. 166. A bill to prevent frauds upon the revenue ;

Was read a second time, and,

On motion,

Referred to a select committee, consisting of

Messrs. Dawson, Martin, and Eddy.

No. 167. A bill to incorporate the Fort Wayne and Piqua Plank Road Company ;

Was read a second time and referred to the committee on corporations.

No. 168. A bill to vacate a part of the Fort Wayne and Lima State Road, and for other purposes ;

Was read a second time and ordered to be engrossed for a third reading.

No. 169. A bill to authorize the trustees of the first regular Baptist Church of Crawfordsville, Montgomery county, Indiana, to sell lands ;

Was read a second time, and,

On motion by Mr. Allen,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

*Bills of House on second reading.*

No. 148. A bill (of the House) to extend the provisions of an act therein named to the counties of Huntington and Whitley ;

Which was read a second time, and,

On motion by Mr. Day,

Referred to a select committee, consisting of

Messrs. Day, Holloway, and Conduit.

No. 156. A bill (of the House) amending an act therein named ;

Which was read a second time and ordered to a third reading.

No. 161. A bill (of the House) to reduce the number of township trustees in the county of Grant ;

Which was read a second time, and

On motion,

The rules were suspended, the bill read a third time, and passed.

No. 171. A bill (of the House) to provide a uniform mode of doing township business in Clay county ;

Which was read a second time, and ordered to a third reading.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 121. An act to amend an act entitled "an act incorporating the Crawfordsville and Wabash Railroad Company," approved, January 19, 1846, and an act amendatory thereto, approved, February 15, 1848.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendment of the Senate to engrossed bill of the House :

No. 73. An act to amend an act entitled "an act to incorporate the Lafayette Insurance company," approved February 8, 1836 ;  
Without amendment.

The following message was received from the House of Representative by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker has signed the following enrolled act of the House :

No. 73. An act to amend an act entitled "an act to incorporate the Lafayette Insurance company," approved, February 8, 1836 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representative by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 19. An act prescribing the time of holding the circuit courts in the second judicial circuit ;

No. 29. An act to extend the time of holding the probate court in Hendricks county ;

No. 35. An act repealing an act relating to the jurisdiction of justices of the peace so far as relates to Montgomery county ;

No. 36. An act to authorize the draining of the Peru prairie in Miami county ;

No. 40. An act to repeal all laws of this State authorizing counties to subscribe for any corporation stock, so far as relates to the county of Morgan, and declaring the meaning of certain acts therein named ;

No. 41. An act to change the time of holding the October term of the probate court of Martin county ;

No. 53. An act to change the name of Eliza Jane Bristo to Eliza Jane Swisher and that of Nancy Brown to that of Nancy O'Neal ;

No. 56. An act to change the name of Mary Jane Manning and Margaret Ann Manning of Vanderburgh county ;

No. 57. An act to amend an act entitled "an act to regulate the mode of doing county business in the county of Putnam," approved, January 15, 1849 ;

No. 65. A joint resolution authorizing the reports from the State Bank and the Commissioners of the Sinking Fund to be made on the second week of the session ;

No. 68. A joint resolution in reference to the reduction of the price of lands in the Miami National Reservation ;

No. 75. An act to amend an act entitled "an act authorizing supervisors to work a certain road in Ohio county ;

Which I am directed to bring the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 143. An act to incorporate the Independent Relief Fire company No. 1 ;

No. 222. An act to amend an act entitled "an act to incorporate a company to construct a Railroad, from Evansville on the Ohio river, to connect with the Ohio and Mississippi Railroad at or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and Mount Carmel, Illinois," approved, January 2, 1849 ;

No. 230. An act to incorporate the West Point Literary and Agricultural College in Tippecanoe county ;

In which the concurrence of the Senate is respectfully requested.



And bill contained in said message entitled,  
No. 143. An act to incorporate the Independent Relief Fire company No. 1 ;

Which was read a first time and passed to a second reading.

And bill contained in said message entitled,  
No. 222. A bill to amend an act entitled "an act to incorporate a company to construct a Railroad, from Evansville on the Ohio river, to connect with the Ohio and Mississippi Railroad at or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and at Mt. Carmel, Illinois," approved, January 2, 1849 ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Ellis, Hanna, Rousseau, Miller, Graham, and James.

And bill contained in said message entitled,

No. 230. An act to incorporate the West Point Literary and Agricultural College in Tippecanoe county ;

Which was read a first time and passed to a second reading.

When Mr. Millikin moved to reconsider the vote heretofore taken on adopting the resolution providing for the Senate's adjourning from Monday, &c. ; when

Mr. Rousseau moved that the Senate adjourn, and

The question being, "Will the Senate adjourn ?"

And the ayes and noes being demanded by two Senators, were ordered.

*Those who voted in the affirmative are,*

Messrs. Buckles, Eddy, English, Garver, Holloway, Hubbard, James, Kinnard, Martin, Montgomery, Porter, Randall, Read of C., Rousseau, Sleeth, Teegarden, Walker, and Woods.—18.

*Those who voted in the negative are,*

Messrs. Allen, Berry, Brugh, Cornett, Day, Dole, Ellis, Evans, Graham, Hanna, Houghton, Huffstetter, Lyon, Malott, McCarty, Miller, Millikin, Morgan, Morrison, Odell, Reid of U., and Winstandley—22.

So the Senate did not adjourn.

Whereupon Mr. Garver moved a call of the Senate,

The call having been proceeded with,

On motion by Mr. Read of C.,

The further call was suspended, and

The question being, "Will the Senate reconsider ?"

Pending which, and before the question was taken,

The Senate adjourned.

MONDAY MORNING, Dec. <sup>24</sup>14, 1849.

The Senate met pursuant to adjournment.

The journal of Saturday was read.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 6. An act relative to appeals and changes of venue from probate courts ;

No. 25. A joint resolution relative to the slave trade in the District of Columbia ;

No. 32. An act to provide for ascertaining the value of personal property exempt from execution ;

No. 246. An act to amend an act entitled "an act to incorporate the Bedford Insurance Company," approved February 8, 1836 ;

No. 247. An act to legalize the acts of the several clerks of the Martin Circuit Court, heretofore done in relation to the duties of the office of County Auditor of the county of Martin, and for other purposes therein named ;

No. 264. An act to authorize Jacob C. Hurst of DeKalb county to erect a mill dam across the Little St. Joseph river in Allen county, Indiana ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 6. A bill relative to appeals and changes of venue from probate courts ;

Was read a first time and passed to a second reading.

And bill contained in said message, entitled,

No. 25. A joint resolution relative to the slave trade in the District of Columbia ;

Was read a first time and passed to a second reading.

And bill contained in said message, entitled,

No. 32. A bill to provide for ascertaining the value of personal property exempt from execution ;

Which was read a first time ; and,

On motion,

The rules were suspended, the bill read a second time, and referred to the committee on the judiciary.

And bill contained in said message, entitled,

No. 246. A bill to amend an act entitled an act to incorporate the Bedford Insurance Company, approved February 8, 1836 ;

Was read a first time and passed to a second reading.

And bill contained in said message, entitled,

No. 247. A bill to legalize the acts of the several clerks of the Martin circuit court, heretofore done in relation to the duties of the office of county auditor of the county of Martin, and for other purposes therein named;

Which was read a first time ; and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time ; and,

On further motion by Mr. Houghton,

The rules were further suspended, the bill read a third time, and passed.

And bill contained in said message, entitled,

No. 264. A bill to authorize Jacob Hurst, of DeKalb county, to erect a mill dam across the little St. Joseph river, in Allen county, Indiana ;

Was read a first time and passed to a second reading.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House have passed engrossed bill of the Senate, No. 77, an act to amend the charter of the Columbus, Nashville, and Bloomington Rail Road Company ; with six amendments, in which the concurrence of the Senate is respectfully requested.

When,

On motion by Mr. Miller,

The bill and engrossed amendments of the House thereto, were laid upon the table.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have passed engrossed bill of the Senate, No. 26, an act to locate a State road in the counties of Fountain, Montgomery, and Putnam ; with two amendments, in which the concurrence of the Senate is respectfully requested.

And,

On motion by Mr. Lyon,

The Senate concurred in the engrossed amendments of the House, to the said engrossed bill of the Senate.

## PETITIONS PRESENTED.

By Mr. Reid of U.,

The petition of divers citizens of this State, on the subject of Temperance ;

Which was referred to the same select committee, to which similar petitions have been heretofore referred.

By Mr. Montgomery,

The petition of the citizens of Warren county, in behalf of the securities of John R. Harris ;

Which,

On motion by Mr. Montgomery,

Was referred to the same select committee to which a similar petition had been referred.

Mr. Woods made the following report, from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate, No. 163, to incorporate the Vevay, Mt. Sterling, and Versailles Turnpike Road Company, have had the same under consideration and have directed me to report it back to the Senate, without amendment, and to recommend its passage.

On motion by Mr. Woods,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Morrison introduced the following resolution :

*Resolved*, That the committee on finance be instructed to inquire into the expediency of authorizing the county treasurers of this State, to allow a given premium to tax-payers, on the amount of their State tax, if the same be paid into the county treasury, on or before the first Monday in December, of each year, with leave to report by bill or otherwise.

Which was adopted.

When the Senate resumed the consideration of the Senate's adjourning from Monday till Thursday.

And the question being, will the Senate reconsider the vote ?

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Allen, Berry, Brugh, Buckles, Cornett, Dawson, Graham, Hanna, Huffstetter, James, Lyon, Malott, McCarty, Miller, Milliken, Morgan, Morrison, Read of C., Read of U., and Woods—20.



*Those who voted in the negative are,*

Messrs. Day, Dole, Eddy, Garver, Holloway, Houghton, Montgomery, Odell, Porter, Randall, Rousseau, Teegarden, Walker, Walpole, and Winstandley—15.

So the vote was reconsidered.

When Mr. Rousseau moved a call of the Senate.

Upon calling the roll, all the Senators answered to their names, except,

Messrs. Adams, Cassatt, Conduit, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Kinnard. and Walpole; and,

On motion by Mr. Read of C.,

The further call was suspended.

And the question being on the adoption of the resolution;

And the ayes and noes being demanded by two Senators, were ordered:

*Those who voted in the affirmative are,*

Messrs. Day, Eddy, Holloway, Hubbard, James, and Randall—6.

*Those who voted in the negative are,*

Messrs. Allen, Berry, Brugh, Cornett, Dawson, Graham, Hanna, Huffstetter, Malott, Martin, Miller, Milliken, Montgomery, Morgan, Morrison, Odell, Read of C., Read of U., Walker, Walpole, and Woods—21.

No quorum voting.

The question again recurring on the adoption of the resolution, It was adopted.

When,

Mr. Miller moved a re-consideration of the vote;

And the ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Berry, Brugh, Buckles, Cornett, Dawson, Ellis, Graham, Hanna, Huffstetter, Lyon, Malott, McCarty, Miller, Millikin, Morgan, Morrison, Randall, Reid of Union, Sleeth, Winstandley, and Woods—21.

*Those who voted in the negative are,*

Messrs. Allen, James, and Odell—3.

No quorum voting, whereupon,  
Mr. Ellis moved a call of the Senate ;  
And the call having been proceeded with,  
On motion by Mr. Morrison,

Further proceedings on the call of the Senate were suspended.  
When,

Mr. Dole moved the further consideration of said resolution be postponed until 4 o'clock this afternoon ;

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Brugh, Cornett, Day, Dole, Eddy, English, Garver, Holloway, Hubbard, James, Lyon, McCarty, Martin, Montgomery, Porter, Randall, Read of Clark, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, and Woods—23.

*Those who voted in the negative are,*

Messrs. Berry, Buckles, Dawson, Ellis, Graham, Hanna, Houghton, Huffstetter, Malott, Miller, Millikin, Morgan, Morrison, Odell, and Winstandley—15.

So the further consideration of said resolution was postponed.

#### BILLS INTRODUCED.

By Mr. Allen,

No. 177. A bill to amend the charter of the Crawfordsville Institute ;

Which was read a first time, and,

On motion by Mr. Allen,

The rules were suspended, the bill read a second time ; and

On further motion by Mr. Allen,

Referred to a select committee consisting of  
Messrs. Allen, Montgomery, and Odell.

By Mr. Garver,

No. 178. A bill to incorporate the Noblesville and Northfield Plank Road company ;

Was read a first time and passed to a second reading.

By Mr. Walpole,

No. 179. A bill fixing the time for holding the Hancock circuit court ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time ; and,

On further motion by Mr. Walpole,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Walpole,

No. 180. A bill defining the duties of the treasurer of Hancock county ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time ; and,

On further motion by Mr. Walpole,

The rules were further suspended, and the bill considered as engrossed, read a third time and passed.

By Mr. Walpole,

No. 181. A bill to create the Hancock court of common pleas ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time and referred to the committee on the judiciary ;

By Mr. Walpole,

No. 182. A bill to authorize taking depositions of physicians ;

Was read a first time and passed to a second reading.

By Mr. Porter,

No. 183. A bill to repeal a certain act therein named, and for other purposes ;

Was read a first time and passed to a second reading.

By Mr. McCarty,

No. 184. A bill to incorporate the trustees of the Indianapolis College Institute ;

Was read a first time and passed to a second reading.

By Mr. Sleeth,

No. 185. A bill relative to lands mortgaged and forfeited to the State of Indiana ;

Was read a first time and passed to a second reading.

By Mr. Randall,

No. 186. A bill requiring an enumeration of the white male inhabitants of this State ;

Which was read a first time, and,

On motion by Mr. Randall,

The rules were suspended, the bill read a second time, and referred to the committee on the judiciary.

When the Senate proceeded to the

#### ORDERS OF THE DAY.

#### *Senate Bills on their Third Reading.*

No. 42. A bill to incorporate the Fort Wayne Fire and Marine Insurance company ;

Was read a third time and passed.

No. 132. A joint resolution in relation to the public documents of the State of Indiana;

Which was read a third time and passed.

No. 153. A bill to amend an act entitled, "An act to incorporate the City of Jeffersonville, and to enlarge the boundaries thereof;"

Was read a third time and passed.

No. 157. A bill to amend an act to incorporate the Henry county Turnpike Company, approved, December 5th, 1848;

Which was read a third time and passed.

No. 168. A bill to vacate a part of the Fort Wayne and Lima State Road, and for other purposes;

Which was read a third time and passed.

No. 156. A bill (of House) amending an act therein named;

Which was read a third time and passed.

No. 171. A bill to provide for a uniform mode of doing township business in Clay county;

Which was read a second time, and,

On motion by Mr. Hanna,

Laid on the table.

No. 174. A bill to amend an act, authorizing the board of commissioners of Cass county to issue bonds bearing ten per cent. interest per annum, approved, January 28th, 1843;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 175. A bill to amend an act entitled, "An act to authorize County Auditors to sell lands at private sale, which have been bid in for the use of the School Fund, approved, January 28th, 1847;

Which was read a second time, and,

On motion by Mr. Lyon,

Referred to the judiciary committee.

No. 176. A bill to increase the per diem allowance of the Probate Judge of the Probate Court of Fountain county;

Which was read a second time, when,

Mr. Lyon, offered the following amendment:

Strike out the second section, and insert as follows:

"That the excess over his regular salary be paid out of the county treasury of said county."

Which amendment was adopted,

And the bill ordered to be engrossed for a third reading.

No. 143. A bill (of House) to incorporate the Independent Relief Fire Company No. 1;

Was read a second time, and,

Referred to the committee on corporations.

No. 230. A bill (of House) to incorporate the West Point Literary and Agricultural College in Tippecanoe county;

Was read a second time, and,

Referred to the committee on corporations.

On motion by Mr. Porter,

The Senate adjourned.



*Two o'clock, P. M.*

The Senate met.

The following message was received from the House of Representatives, by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled bills of the House :

No. 54. An act to amend an act entitled "an act requiring the supervisor of roads in Sullivan county to make report at the March term in each year and for other purposes," approved, January 26, 1847.

No. 130. An act to revive and amend an act entitled "an act to authorize the election of a school commissioner in township nine, range one west, in Franklin county ;"

No. 63. An act in relation to Lamasco City ;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from his Excellency the Governor, by Mr. Tarkington, the Executive Messenger :

MR. PRESIDENT :

I am directed by the Governor to inform the Senate, that he has approved and signed the following bills to-wit :

No. 124. An act for the relief of George W. Potter of Knox county.

No. 52. An act to authorize the Governor, Auditor, and Treasurer of State, to borrow money, to pay the interest due on the funded debt on the first day of January, and first day of July, 1850.

No. 130. An act for the relief of John M. Cook, Treasurer of Knox county.

All of which originated in the Senate.

Mr. James asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred the petition of sundry citizens of Posey county, praying for the location of a State road from West Franklin in Posey county, to Evansville in Van-

derburgh county, have had the same under consideration, and have directed me to report the accompanying bill, and respectfully recommend its passage :

No. 187. A bill to locate a State road in the counties of Posey and Vanderburgh ;

Which was read a first time, and,

On motion by Mr. James,

The rules were suspended, the bill read a second time, and

On motion by Mr. James,

The rules were further suspended, the bill considered as engrossed read a third time and passed.

Mr. James, asked and obtained leave to introduce the following bill :

No. 188. A bill supplemental to an act entitled, "An act to incorporate the town of Mount Vernon," approved, January 27th, 1847 ;

Which was read a first time, and,

On motion by Mr. James,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

Mr. James, asked and obtained leave to offer the following resolution :

*Resolved*, That his Excellency the Governor, be respectfully requested to return to the Senate, House Bill No. 63, entitled, "An act in relation to Lamasco City."

Which was adopted.

Mr. Winstandley asked and obtained leave to introduce the following bill :

No. 189. A bill to authorize the agent for the town of Indianapolis to lease a portion of a certain square, for the purposes therein named ;

Which was read a first time, and

On motion by Mr. Winstandley,

The rules were suspended, and the bill read a second time, and

Referred to the committee on the affairs of the town of Indianapolis.

On motion by Mr. Sleeth,

*Ordered*, That bill No. 77, a bill to amend the charter of the Columbus, Nashville, and Bloomington Railroad company, and the engrossed amendments of the House thereto, be taken from the table, and,

On motion by Mr. Sleeth,

The Senate concurred in the engrossed amendments of the House to the said engrossed bill of the Senate.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the House :

No. 158. An act to provide for the trial of criminal cases in Marion county.

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from His Excellency, the Governor, by Mr. Tarkington, the Executive Messenger :

EXECUTIVE DEPARTMENT, }  
December 24th, 1849. }

HON. JAMES H. LANE,  
*President of the Senate:*

Please lay before the Senate, bill No. 63, entitled "an act in relation to Lamaseo city," according to the resolution adopted by the Senate this day, requesting the return of said bill.

Respectfully,

JOSEPH A. WRIGHT.

On motion,  
The Senate adjourned.

THURSDAY MORNING, DECEMBER 27TH, 1849.

The Senate met pursuant to adjournment.

The Journal of Monday was read.

PETITIONS, MEMORIALS, &C., PRESENTED.

By Mr. Reid of U.,

The petition of 225 citizens of Henry county, praying a repeal of the laws making distinction of color ;

Which,

On motion by Reid of U.,

Was referred to a select committee, consisting of

Messrs. Reid of U., Evans, and Brugh.

By Mr. Conduit,

The petition of citizens of Morgan county, praying for an act divorcing Rody Ann Etter from Daniel Etter ;

Which,

On motion by Mr. Conduit,

Was referred to the judiciary committee.

By Mr. Odell,

A petition for the passage of a law in relation to the interest on money ;

Which was,

On motion by Mr. Odell,

Referred to the judiciary committee.

By Mr. Cassatt,

A remonstrance from sundry citizens of Wabash county, against the passage of any law conformably to the "circular and memorial" circulated by organized associations through our State, upon the subject of temperance.

Which was,

On motion by Mr. Cassatt,

Referred to the select committee to which similar remonstrances and petitions had been referred.

#### REPORTS FROM SELECT COMMITTEES.

By Mr. Martin,

MR. PRESIDENT :

The select committee, to whom was referred bill of the House No. 144, entitled "an act to amend an act entitled 'an act to incorporate the Buffalo and Mississippi Railroad company, &c.,' have had the same under consideration, and directed me to report it back to the Senate with the following amendment, and upon its adoption, to recommend its passage.

Amendment referred to :

Amend by striking out the 3d section, and insert the following in place thereof, to-wit :

If said Company shall commence the construction of their road within four months from the passage of this act, and expend one hundred thousand dollars in the construction of that part west of Michigan City, within two years, and complete the same to the west line of the State, within three years from the passage of this act, and shall also, within the same time, procure the location of their road from the north or east line of the State, in a westerly or south-westerly direction, through the counties of Steuben, Lagrange, and Elkhart, at such points as a majority of the Directors of said Com-



pany shall designate; and shall also within the said time, expend in the construction of said road at and in the vicinity of Goshen, at such place or places as said directors shall designate, the sum of fifty thousand dollars; no charter shall be granted before the expiration of the said three years, to any other person or persons, body politic or corporate, to construct a road from Michigan City to the west line of the State of Indiana, at any point on said west line of the State, within ten miles of the road of said Company, or that will directly come in competition with the same, for the carrying trade around the head of Lake Michigan. Nor shall any such road be constructed or maintained under or by virtue of any law which may be hereafter enacted within the time aforesaid: *Provided*, the said Buffalo and Mississippi Railroad Company shall suffer and permit all Railroads coming from any points south of their line of road to connect with them at any point, and, *Provided further*, that the said Buffalo and Mississippi Company shall carry the freight and passengers of all such connecting roads in the cars of such connecting company upon fair and reasonable terms.

Whereupon,

Mr. Winstandley moved to refer the bill and pending amendments to the committee on corporations.

Which was decided in the affirmative.

And the bill and pending amendments were referred to the committee on corporations.

Whereupon,

Mr. Cornett moved the following instructions to said committee:

*Resolved*, That the committee on corporations be instructed to take into consideration the propriety of making Michigan City the terminus of said road, with the view of building up a commercial point in our own State.

When Mr. Dawson moved to lay the instructions on the table,

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Brugh, Day, Dawson, Dole, Eddy, English, Evans, Hardin, Harvey, Hubbard, Martin, Montgomery, Randall, Rousseau, Teegarden, and Walker—16.

*Those who voted in the negative are,*

Messrs. Allen, Berry, Buckles, Cassatt, Conduit, Cornett, Ellis, Graham, Hamrick, Hanna, Hendricks, Herod, Holloway, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Millikin, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Winstandley, and Woods—30.

So the instructions were not laid upon the table.

The question then being on the adoption of the instructions as proposed by Mr. Cornett, and

It was decided in the affirmative,

And the instructions adopted.

By Mr. Dawson,

MR. PRESIDENT :

The select committee, to whom was referred bill of the House No. 22, have had the same under consideration, and have made several amendments thereto, which, when adopted, they recommend its passage.

Amend by adding the following sections :

Sec. 2. And the said Agent shall have power to lease said water power for a time not exceeding three years, and the lessee thereof shall pay to Bothwell and Doolittle for the improvements by them there erected, consisting of a mill with its appendages, what the said Agent shall say they are reasonably worth ; and it shall be a part of the contract of letting, that the same shall be paid by said lessee to the said Bothwell and Doolittle, within one year thereafter, and if not so paid, said Bothwell and Doolittle may sue therefor in their own names, in any Court having jurisdiction thereof.

Sec. 3. If the said Bothwell and Doolittle shall deem it necessary for their security, they may require of the said lessee or lessees a bond with security conditioned for the payment of said estimated damages, in one year from the date thereof, which bond shall be executed by the said lessees, payable to the said Bothwell and Doolittle with security, to be approved by said Agent.

Sec. 4. This act to take effect and be in force from and after its passage, and it is hereby made the duty of the Secretary of State to forthwith transmit a certified copy of this act to the Clerk of the Noble Circuit Court.

Whereupon,

Mr. Ellis moved to refer the bill and amendment to the committee on finance, with the following instruction :

“ That the committee on finance be instructed to report an amendment providing for the sale of the interest of the State in the Northport feeder dam ; ”

Which was decided in the affirmative, and,

The bill and pending amendments were referred to the committee on finance with the foregoing instruction.

Mr. Rousseau gave notice that on to-morrow he would move to amend the rules of the Senate so as to add an additional Senator to the committee on corporations.

By Mr. Woods :

MR. PRESIDENT :

The select committee, to whom was referred the petition of sundry citizens of Switzerland county, praying the legislature to repeal an act vacating a certain road in said county, approved January 17th, 1849, have had the same under consideration, and have directed me to report the following bill and recommend its passage :

No. 190. A bill to repeal an act entitled "an act to vacate a certain road in the county of Switzerland," approved January 17th, 1849 ;

Which was read a first time and passed to a second reading.

By Mr. Odell :

MR. PRESIDENT :

The select committee to which was referred bill of the Senate No. 113, entitled "a bill to amend an act entitled 'an act to incorporate the Lafayette Plank road company,'" approved January 3d, 1849, have had the same under consideration, and have instructed me to report the same to the Senate with one amendment, upon the adoption of which they respectfully recommend its passage.

Amend the bill by striking out all of the 5th section after the word "Crawfordsville," in the third line.

Which report was concurred in and the amendment adopted ; and,

On motion by Mr. Hamrick,

The bill was referred to the committee on corporations.

By Mr. James :

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of Posey county, praying for an additional precinct in Marrs township, in Posey county, have had the same under consideration, and directed me to report the following bill and respectfully recommend its passage :

No. 191. A bill to establish an additional precinct in Marrs township, in Posey county ;

Which was read a first time and passed to a second reading.

By Mr. Buckles :

MR. PRESIDENT :

The select committee to whom was referred the petition of Enoch Notion, *et al*, praying the incorporation of Congressional township

number nineteen, in the counties of Delaware and Henry, for the better encouragement of free schools, have had the same under consideration and directed me to report the following bill and recommend its passage :

No. 192. A bill to incorporate Congressional township No. 19, in Delaware and Henry counties, for the encouragement of free schools ;

Which was read a first time and passed to a second reading.  
By Mr. Dawson :

MR. PRESIDENT :

The select committee to whom was referred Senate bill No. 166, have had the same under consideration, and have made two amendments thereto, which, when adopted, they recommend its passage :

1st. Amend section 1 by adding after the word "lien" in the 14th line the word "upon."

2d. Amend by striking out the 3d section of the bill, and insert the following section in lieu :

SEC. 3. This act to take effect and be in force in the counties of Dekalb and Steuben only from and after its passage.

Which report was concurred in, the amendment adopted, and the bill ordered to be engrossed for a third reading.

#### BILLS AND JOINT RESOLUTIONS INTRODUCED.

By Mr. Reid of Union,

No. 193. A joint resolution awarding the thanks of the General Assembly of the State of Indiana to Mrs. Menimia Boyd, for her valuable present of a painting called "A Hoosier's Nest ;"

Which was read a first time, and,

On motion by Mr. Reid of Union,

The rules were suspended, the joint resolution read a second time ; and,

On further motion by Mr. Reid of Union,

The rules were further suspended, and the joint resolution considered as engrossed, read a third time and passed.

By Mr. Read of Clark,

No. 164. A bill to authorize the Jeffersonville Railroad company to issue and secure the payment of bonds ;

Which was read a first time, and,

On motion by Mr. Read of Clark,

The rules were suspended, the bill read a second time, when Mr. Morrison offered the following amendment :

Add as follows :



*Provided*, That no bond shall be issued of less denomination than one hundred dollars ;

Which amendment was accepted ; and,

On further motion by Mr. Read of Clark,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Morrison,

No. 195. A bill to provide for the more speedy collection of the State revenue, and secure the prompt payment of the interest on the State debt ;

Which was read a first time, and,

On motion by Mr. Morrison,

The rules were suspended, the bill read a second time, and Referred to the committee on finance.

By Mr. Hendricks,

No. 196. A bill to amend an act entitled "an act to reduce the law incorporating the city of Madison and the several acts amendatory thereto into one act, and to amend the same," approved February 14, 1848, and also the act amendatory thereto ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and Referred to the committee on corporations.

By Mr. Morrison,

No. 197. A bill to amend an act entitled "an act to provide for the continuance of the construction of all or any part of the public works of the State of Indiana by private companies ;"

Which was read a first time and passed to a second reading.

By Mr. Hendricks,

No. 198. A bill to amend the school law so far as the same relates to fractional township No. 3, range 10, in Jefferson county ;

Which was read a first time and passed to a second reading.

By Mr. Woods,

No. 199. A bill to authorize Justices of the Peace in Switzerland county, to perform the duties of Coroner in certain cases ;

Which was read a first time and passed to a second reading.

By Mr. Reid of Union,

No. 200. A bill to incorporate the Connersville and Raysville Turnpike Company ;

Which was read a first time, and,

On motion by Mr. Reid of Union,

The rules were suspended, the bill read a second time, and Referred to the committee on corporations.

Mr. James moved to reconsider the vote heretofore taken on the passage of House bill

No. 63. A bill in relation to Lamasco City ;

And, it was reconsidered, when,

Mr. James moved to reconsider the vote heretofore taken on the third reading of said bill, and,  
It was reconsidered.

On further motion by Mr. James,  
The bill was referred to a select committee consisting of,  
Messrs. James, Miller and Ellis.

On motion by Mr. Holloway,  
The Senate adjourned.

---

*Two o'clock, P. M.*

The Senate met.

The following message was received from the House of Representatives by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate :

No. 121. An act to amend an act, entitled, "An act to incorporate the Crawfordsville and Wabash Railroad Company," approved, January 19, 1846, and an act amendatory thereto, approved, February 15, 1848.

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the Speaker of the House has signed the following enrolled act of the Senate :

No. 77. An act to amend the charter of the Columbus, Nashville and Bloomington Railroad Company ;

Which I am directed to bring to the Senate for the signature of the President thereof.

When, the Senate proceeded to the consideration of Senate bill

No. 4. A bill to provide for the call of a convention of the people of the State of Indiana, to revise, amend, or alter, the constitution of said State ;

That being the special order of the day, for this day at 2 o'clock, P. M.

The question being upon the adoption of the amendments, proposed by the select committee,

On motion by Mr. Miller,

The Senate proceeded to the consideration of the amendments reported separately,

And the question being upon the adoption of the first amendment, was decided in the affirmative, and the amendment was adopted.

The question then being on the adoption of the 2d amendment, when,

Mr. Hanna proposed the following amendment to the 2d amendment:

"Strike out of 2d section the word "two" and insert, "a number of delegates in each Senatorial district, equal to the number of Senators and Representatives to which each of said districts is entitled in the year 1850, to be elected by said Senatorial districts."

When,

Mr. Buckles moved to lay the amendment reported by the committee, and the pending amendment thereto, on the table, and,

A division of the question being called for,

The chair decided the same to be susceptible of division.

And the question being upon laying the amendment to the amendment on the table, was decided in the affirmative,

So the amendment to the amendment was laid upon the table.

The question then being upon the adoption of the 2d amendment; when,

Mr. Miller, offered the following amendment:

Strike out the word "two" where it occurs in said amendment, and insert "one" in lieu thereof,

When,

Mr. Holloway, moved to recommit the bill and pending amendments to a select committee, with the following instructions:

Instruct the committee to "make a fair and equitable apportionment among the respective counties of the State, not to amount in the aggregate to a greater number than one hundred delegates;"

When,

Mr. Eddy, proposed the following amendment to the instructions:

Strike out after the word "Convention" in the first line to the words "and they" in the second line, and insert as follows:

"That each county have one delegate, and each county with 1700 polls, adopting the vote of November, 1848, at the presidential election as a basis, two delegates, and every fraction of 700 over two thousand, three delegates, and every fraction of 700 over three thousand, four delegates;"

Whereupon,

Mr. Ellis moved to lay the "motion to recommit with the instructions and amendments pending thereto, on the table,"

Which was decided in the affirmative.

And the motion with the pending instructions were laid on the table.

The question again recurring on the adoption of the amendment as proposed by Mr. Miller; when,

Mr. Rousseau, moved to lay the amendment on the table; and,

And the ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the Affirmative are:*

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Conduit, Dawson, Doie, Eddy, English, Evans, Garver, Graham, Hanna, Hardin, Harvey, Holloway, Houghton, Huffstetter, James, Lyon, Malott, McCarty, Martin, Millikin, Montgomery, Morrison, Odell, Randall, Reid of Union, Rousseau, Sleeth, Walker, Walpole, Winstandley, and Woods—36.

*Those who voted in the Negative are:*

Messrs. Berry, Cornett, Day, Ellis, Hamrick, Hendricks, Herod, Hubbard, Miller, Morgan, Porter, and Teegarden—12.

So the amendment was laid upon the table.

Whereupon,

Mr. Hardin offered the following amendment to the amendment:

Strike out and insert as follows:

"That each county shall elect one delegate, and Senatorial district shall elect one delegate;"

Whereupon,

Mr. Holloway, moved to lay the amendment on the table, and,

The ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Conduit, Cornett, Day, Dole, Eddy, Ellis, English, Evans, Hamrick, Hendricks, Holloway, Hubbard, James, Malott, McCarty, Martin, Miller, Milliken, Morgan, Morrison, Porter, Read of Clark, Reid of Union, Sleeth, and Teegarden—25.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Dawson,



Garver, Graham, Hanna, Hardin, Harvey, Herod, Houghton, Lyon, Montgomery, Odell, Randall, Rousseau, Walker, Walpole, Winsteadley, and Woods—23.

So the amendment to the amendment was laid upon the table.  
Whereupon,

Mr. Hamrick offered the following amendment:

Strike out "two" from each Senatorial district, and insert "that the representation shall be equal in numbers to the House of Representatives as the same shall be represented in 1850."

Which,

On motion by Mr. Conduit,

Was laid upon the table.

When Mr. Reid of Union offered the following amendment:

Strike out all from the word "two," and insert at the proper place.

"One delegate from each and every one thousand votes, and an additional number for every surplus of 700 votes, taken by Senatorial districts, and based upon the Presidential vote of 1848; total number, 140 delegates."

And the question being upon the adoption of the amendment to the amendment; when,

Mr. Morrison moved to lay the amendment to the amendment on the table; and

The ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative, are,*

Messrs. Adams, Allen, Cassatt, Conduit, Cornett, Day, Dawson Dole, Ellis, English, Evans, Hamrick, Hanna, Hardin, Harvey, Hendricks, Holloway, Houghton, Hubbard, Huffstetter, James, Lyon, Malott, McCarty, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Randall, Read of C., Sleeth, Teegarden, Walker, and Winsteadley—37.

*Those who voted in the negative, are,*

Messrs. Berry, Brugh, Buckles, Eddy, Garver, Graham, Herod, Kinnard, Martin, Reid of U., Rousseau, Walpole, and Woods—13.

So the amendment to the amendment was laid on the table.

Whereupon,

Mr. Lyon moved to lay the amendment as reported by the committee, on the table; and,

The ayes and noes being demanded by two Senators, were ordered:

*Those who voted in the affirmative, are,*

Messrs. Adams, Brugh, Buckles, Day, Dawson, Dole, Eddy, Evans, Garver, Hanna, Holloway, Lyon, McCarty, Martin, Randall, Rousseau, Teegarden, Walker, Winstandley, and Woods—20.

*Those who voted in the negative, are,*

Messrs. Berry, Cassatt, Conduit, Cornett, Ellis, English, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Sleeth, and Walpole—29.

So the amendment was not laid on the table; when,

Mr. Hanna offered the following amendment to the amendment:

Add the following proviso:

*“Provided, That the district consisting of the counties of Clay, Vigo, and Sullivan shall be entitled to three delegates; and the counties of Knox, Daviess, and Martin shall, together be entitled to three delegates in said convention.*

Which,

On motion by Mr. Ellis,

Was laid on the table.

Whereupon,

Mr. Hanna moved to re-commit the bill to the same select committee, with the following instructions:

*“Recommit, with instructions to inquire into the expediency of striking out the 2d section of said bill and insert in lieu thereof a provision to the effect that each county, which gave less than 1500 votes at the Presidential election last past, shall be entitled to one delegate, and each county which, at said election, gave over 1500 and less than 3000 votes shall be entitled to two delegates, and each county which gave at said election, over 3000 votes shall be entitled to three delegates.*

When,

Mr. Harvey moved the following amendment to the instructions:

Strike out the instructions, and insert:

*“Refer back to the committee, with instructions to make a fair and equitable apportionment among the respective counties of the State, not to amount, in the aggregate, to more than 150, nor less than 100 delegates.”*

Which amendment to the instructions was not adopted.

And the question being upon re-committing the bill with the instructions;

On motion by Mr. Ellis,

The motion to re-commit, with instructions, was laid upon the table.

Whereupon,

Mr. Porter offered the following amendment to the amendment:

Amend the 2d section by inserting in the 5th line after the word "delegates," the words "provided he shall have resided within the district one year next preceding said election."

Which,

On motion by Mr. Berry,

Was laid upon the table.

Whereupon,

Mr. Day moved to reconsider the vote by which the amendment to the amendment, heretofore offered by Mr. Hardin, was laid on the table, and

The question being upon the reconsideration; when,

On motion by Mr. Ellis,

The further consideration of the question was postponed until tomorrow, at 2 o'clock, P. M.

When,

Mr. Woods asked and obtained leave to offer the following resolution:

*Resolved*, That the use of the Senate Chamber be granted to Madame Casler, for the purpose of lecturing on the science of Phrenology, on the evenings of Friday, Saturday, and Monday, inst.

Which was adopted.

On motion,

The Senate adjourned.

FRIDAY MORNING, DECEMBER 28, 1849.

The Senate met.

The journal of the preceding day was read;

PETITIONS, MEMORIALS, AND REMONSTRANCES, PRESENTED.

By Mr. Millikin,

The petition of sundry ladies of Clay township, in Dearborn

county, praying the Legislature to pass a law prohibiting the sale of all spirituous liquors as a beverage.

Which was read, and

On motion by Mr. Millikin,

Referred to the same select committee to which similar petitions had been referred, consisting of

Messrs. Millikin, &c.

By Mr. Herod,

The petition of citizens of Jennings county upon the subject of assessing property in said county.

Was read, and

On motion by Mr. Herod,

Referred to the committee on finance.

By Mr. Eddy,

The petition of sundry citizens of Indiana upon the subject of temperance ;

Which,

On motion by Mr. Eddy,

Was referred to the same select committee to which similar petitions had been referred, consisting of

Messrs. Millikin, &c.

By Mr. Hamrick,

A petition on the subject of temperance ;

Which was read, and,

On motion by Mr. Hamrick,

Referred to the same select committee to which similar petitions had been referred.

By Mr. Sleeth,

The petition of citizens of Hanover township, in Shelby county, on the subject of temperance ;

Which,

On motion by Mr. Sleeth,

Was referred to the same select committee to which similar petitions had been referred.

By Mr. Montgomery,

The petition of citizens of Warren county, praying the Legislature to pass an act releasing the securities of John R. Harris ;

Which,

On motion by Mr. Montgomery,

Was referred to the same select committee to which similar petitions had been referred, consisting of Messrs. Montgomery, &c.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to the following engrossed bills of the House :



- No. 61. An act repealing an act therein named ;
- No. 72. An act prohibiting the stretching of seines across Laughery creek and other streams in the State of Indiana ;
- No. 77. An act to amend the act to establish a free turnpike road in Adams county, approved Jan. 13, 1845 ;
- All without amendment.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate :

- No. 37. An act for the relief of Betsey Ann Simpson ;
- No. 38. An act to incorporate the Old School Presbyterian Church of Dunlapville, in the county of Union, and State of Indiana ;
- No. 44. An act for the relief of Anthony F. Yager ;
- No. 67. An act to amend the act, entitled "An act to change the time of holding the probate court in Franklin county," approved Feb. 15, 1848 ;
- No. 89. An act to locate a State road in the counties of Martin, Orange, and Crawford ;
- No. 96. An act directing the Secretary of State to make a patent for a certain lot in the town of Indianapolis to Samuel Henderson ;
- No. 106. An act to legalize the acts of the board of county commissioners of the counties of St. Joseph, Marshall, and Fulton in assessing the road taxes in said counties for the year 1849 ;
- No. 148. An act for the relief of Delila and Sylvester Conklin, of Wayne county ;
- No. 157. An act to amend "An act to incorporate the Henry County Turnpike Company," approved Dec. 5, 1848 ;
- No. 58. A joint resolution in relation to the soldiers of the late war with Great Britain ;
- All without amendment.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the followed enrolled act of the House :

- No. 142. An act granting the right of way through the county

of Vermillion to the Danville and Georgetown Plank Road Company ;

And also enrolled act of the Senate,

No. 26. An act to locate a State road in the counties of Fountain, Montgomery, and Putnam ;

Which I am directed to bring to the Senate for the signature of the President thereof.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Adams, from the committee on elections :

MR. PRESIDENT :

The committee on elections, to whom was referred bill of the Senate, No. 108, "to authorize the voters of Martin and Daviess counties to vote at any township in their respective counties," have had the same under consideration, and have directed me to report the same back to the Senate without amendment, and the committee unanimously recommend its passage.

Whereupon,

Mr. Rousseau offered the following amendment :

Insert in the proper place, "the county of Greene ;"

Which amendment was adopted.

Whereupon,

Mr. Brugh offered the following amendment :

Insert in the proper place, "the county of Blackford ;"

Which was adopted.

Whereupon,

Mr. Hamrick offered the following amendment :

Insert in the proper place, "the county of Putnam ;"

Which amendment was adopted.

When Mr. Millikin moved to lay the bill and pending amendments on the table ;

Which was decided in the negative.

When Mr. Adams offered the following amendment :

Insert in the proper place, "the counties of Brown and Monroe ;"

Which amendment was adopted.

When Mr. Morrison offered the following amendment :

Insert in the proper place, "the county of Washington ;"

Which was adopted.

When Mr. Hardin offered the following amendment :

Insert in the proper place, " the county of Johnson ;"

Which was adopted.

When Mr. English offered the following amendment :

Insert in the proper place, " the counties of Scott and Jackson ;"

Which was adopted.

When Mr. Cornett offered the following amendment :

" Amend so as to make the provisions of the bill general."

Whereupon,

Mr. Berry moved to lay the bill and pending amendments on the table.

Whereupon,

Mr. Adams called for a division of the question ;

And the chair decided the same to be susceptible of division ;

And the question being on the adoption of the amendment as proposed by Mr. Cornett,

And the ayes and noes being demanded by two Senators, were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Berry, Brugh, Day, Dawson, Eddy, English, Garver, Hamrick, Hanna, Hardin, Herod, Holloway, Huffstetter, Kinnard, Martin, Miller, Randall, Rousseau, Sleeth, Teegarden, Walker, Winstandley, and Woods—25.

*Those who voted in the negative are,*

Messrs. Buckles, Cassatt, Conduit, Cornett, Dole, Ellis, Evans, Graham, Harvey, Hendricks, Houghton, Hubbard, James, Malott, McCarty, Millikin, Montgomery, Morrison, Odell, Porter, Read of Clark, and Reid of Union—22.

So the amendment was laid upon the table.

The question again recurring on laying the bill on the table,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Berry, Buckles, Cornett, Day, Dawson, Dole, Eddy, Ellis, Evans, Garver, Graham, Harvey, Herod, Holloway, Huffstetter, Kinnard, Malott, McCarty, Martin, Miller, Millikin, Montgomery, Odell, Read of C., Reid of U., Sleeth, Teegarden, Walker, and Winstandley—29.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Brugh, Cassatt, Conduit, English, Hamrick, Hanna, Hardin, Hendricks, Houghton, Hubbard, Morrison, Porter, Rousseau, and Woods—16.

So the bill was laid upon the table.

By Mr. Holloway, from the committee on elections :

MR. PRESIDENT :

The committee on elections, to whom was referred a joint resolution relative to the election of United States Senators, have had the same under consideration, and have directed me to report the same back to the Senate and recommend that it is inexpedient to legislate upon that subject at the present time.

Which was concurred in, and,

On motion,

The resolution was referred to the committee on the federal relations.

By Mr. McCarty from the committee on the affairs of the town of Indianapolis :

MR. PRESIDENT :

A majority of the committee on the affairs of the town of Indianapolis to whom was referred bill No. 189 to authorize the agent for the town of Indianapolis to lease a portion of a certain square for purposes therein named, have had the same under consideration, and have directed me to report the same back to the Senate and recommend its passage.

When,

On motion by Mr. Cornett,

The bill was referred to the committee on the judiciary.

By Mr. English from the committee on claims :

MR. PRESIDENT :

The committee on claims to which was referred the petition of John Greene of Tipton county, have had the same under consideration, and have directed me to report the following bill and recommend its passage :

No. 201. A bill for the benefit of John Green and T. T. Crittenton ;

Was read a first time and passed to a second reading.



By Mr. Dawson from the committee on claims :

MR. PRESIDENT :

The committee on claims to whom was referred the petition of Benjamin Fuller and Sylvester P. Morgan, have had said petition under consideration and a majority of said committee have directed me to report the following bill for their relief, and respectfully recommend its passage, and ask to be discharged from the further consideration of the subject :

No. 202. A bill for the relief of Sylvester P. Morgan and Benjamin Fuller of the county of Clarke ;

Was read a first time and passed to a second reading.

By Mr. Read, of C., from the committee on claims :

MR. PRESIDENT :

The committee on claims to which was referred bill No. 149, for the benefit of E. Browning, have had the same under their consideration. The committee are satisfied that the bill of items presented by Mr. Browning for boarding troops on their march to the place of rendezvous is correct, but your committee are well aware too, that there are many cases in the State of a similar nature, and if this claim be allowed it would open the door for other cases, which at the time, was done through patriotic motives alone. Should this claim be allowed, the committee are of opinion that a general law on that subject should be adopted, thereby placing all on an equal footing. The committee have therefore directed me to report the bill back to the Senate, and recommend that it be laid on the table.

Whereupon Mr. Ellis moved to refer the bill to the committee on the judiciary,

Which was decided in the negative.

The question then being on concurring in the report of the committee,

And it was concurred in, and the bill laid upon the table.

By Mr. Hubbard from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 173, have had the same under consideration, and a majority of the committee have directed me to report the same back to the Senate, without amendment, and recommend its passage.

No. 173. A bill to incorporate the Rushville and National road plank road company ;

Was ordered to be engrossed for a third reading.

By Mr. Millikin from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 154, "to amend an act entitled 'an act to incorporate the Madison Insurance Company,'" have had the same under consideration and directed me to report it back to the Senate and recommend its passage.

And the bill was ordered to be engrossed for a third reading.

By Mr. Cornett from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to whom was referred bill No. 155 of the Senate, entitled a bill to incorporate the Madison Gas-light company, have had the same under consideration, and directed me to report it back to the Senate with the following amendments, viz: amend second section by striking out the word "exclusive" ; amend section eleven by adding, "that the process against said company on indictment shall be a summons, and served as process in civil cases ;" add

Sec. —. The Legislature reserves the right to alter, amend, or repeal this charter, or any portion thereof at pleasure.

Which report was concurred in, and the amendments adopted.

When Mr. McCarty offered the following amendments :

Add as follows in the proper place :

"*Provided*, That in no case shall stock be created as unappropriated or extra profits ; nor for any other purpose than bona fide to erect, extend, or carry on the works."

When Mr. Hendricks moved to lay the amendment proposed by Mr. McCarty on the table,

Which was decided in the negative.

The question then being on the adoption of the amendment proposed by Mr. McCarty, and

It was adopted,

And the bill ordered to be engrossed for a third reading.

By Mr. Miller from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to whom was referred Senate bill No. 131, "A bill to enable the Indiana Yearly Meeting of the religious society of Friends to receive, hold, sell, and convey real and personal property for the use of religious, educational, charitable,

and benevolent purposes, have had the same under consideration, and directed me to report the same back to the Senate without amendment, and recommend its passage.

And the bill was ordered to engrossed for a third reading.

By Mr. Porter from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 150 entitled "a bill incorporating the trustees of the Hartsville Academy," have had the same under consideration, and have made sundry amendments, and have directed me to report the same back to the Senate with said amendment, and when said amendments are adopted, to recommend its passage.

Amendments referred to :

Amend section 2d by inserting after the words "Three o'clock, P. M." the words "or any other day in said month of April to which they, or a majority of them shall agree ;"

Amend 5th section by striking out the words, "by a vote of two-thirds of each House of the General Assembly ;"

Amend section 1st by striking out the words "one hundred," and insert "fifty."

Which report was concurred in, the amendments adopted, and

The bill ordered to be engrossed for a third reading.

By Mr. McCarty from the committee on corporations :

MR. PRESIDENT :

The committee on corporations to whom was referred bill No. 82 to amend an act entitled "an act to incorporate the city of Richmond, Wayne county, Indiana," approved February 24th, 1840, have had the same under consideration, and have directed me to report the same back for the action of the Senate without recommendation.

And the bill was ordered to be engrossed for a third reading.

By Mr. Dole from the committee on finance :

MR. PRESIDENT :

The committee on finance to which was referred Senate bill No. 159 entitled "an act in relation to folding and stitching public documents," have had the same under consideration, and have directed me to report the same back with a recommendation that it be laid upon the table, legislation upon this subject at this time being in their opinion unnecessary.

Which report was concurred in,

And the bill laid on the table.

#### REPORTS FROM SELECT COMMITTEES.

By Mr. Conduit,

MR. PRESIDENT :

The select committee, to whom was referred the petition of citizens of Morgan and Owen counties, praying the establishment of a state road, have had the subject under consideration, and have directed me to report the following bill, and recommend its passage.

No. 203. A bill to locate a state road in Morgan and Owen counties ;

Which was read a first time, and passed to a second reading.

By Mr. Ellis,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 222, upon the subject of the Evansville and Illinois Railroad Company, have instructed me to report the following amendments, and recommend their adoption, and to report said bill for the consideration of the Senate.

Amendments referred to :

1st. Strike out the proviso, to the first section.

2d. Insert after "Patoka in Gibson county," in first section, "or as near thereto as shall be found practicable, having in view the eligibility of the route, and the interest of the company."

3d. Strike out the 13th and 14th sections.

4th. Add the following sections :

Sec. 17. Said company shall have no authority under this act, or the act to which this is an amendment, to issue any bond or obligation of the Company, for a less sum than fifty dollars.

Sec. 18. The ground to be purchased or taken for the track of said road shall not exceed eighty feet in width.

Sec. 19. That so much of said act to which this is an amendment, as requires or authorizes the extension or construction of a Railroad to the Illinois State line at or near Mt. Carmel, or authorizes any connection therewith, the same is hereby repealed, and all authority heretofore granted by this Legislature, enabling said extension or construction of said road in the direction from Princeton to Mt. Carmel is hereby revoked.

5th. Amend by transferring section 15 to the end of the bill.

Which report was concurred in, and the amendments adopted.



No. 222. A bill (of the House,) to amend an act entitled "an act to incorporate a company to construct a Railroad from Evansville on the Ohio river, to connect with the Ohio and Mississippi Railroad, at or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and Mt. Carmel, Illinois," approved January 2d, 1849, was,

On motion by Mr. Rousseau,  
Referred to the committee on corporations.  
By Mr. Kinnard,

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of Tippecanoe and Clinton counties, praying a charter for a Plank Road from Lafayette in Tippecanoe county, to Rossville in Clinton county, thence east to the Michigan road, at or near Purdem's, have had the same under consideration, and directed me to report the following bill, and recommend its passage, and ask to be discharged from the further consideration of the subject.

No. 204. A bill to incorporate the Lafayette, Rossville, and Michigan Plank Road Company ;

Which was read a first time, and passed to a second reading.  
By Mr. Cassatt,

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 140, have had that subject under consideration, and have directed me to report said bill back, amended as follows: strike out the preamble and the bill from its enacting clause, and insert the following in lieu thereof, and when so amended, recommend its passage.

Amendments referred to :

Sec. 1. *Be it enacted by the General Assembly of the State of Indiana*, That the Governor of the State of Indiana is hereby authorized and required forthwith to appoint one attorney in the county of Cass, one attorney in the county of Vigo, and one attorney in the county of Vanderburgh, to act as attorneys and counsellors at law, on the part of the State, in all prosecutions against the Trustees of the Wabash and Erie Canal, for any violation of the contract entered into by the State of Indiana and her Bond-holders, in the act entitled "an act to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville," approved January 19th, 1846, and the act supplementary thereto, approved January 27th, 1847.

Sec. 2. It shall be the duty of each of said attorneys, when so

appointed, upon complaint being made to him in writing, (verified by oath or affirmation,) by any citizen of the State of Indiana, particularly specifying the violation complained of, to commence a suit in the Circuit Court in the county in which the violation complained of occurred, on the law, or chancery side thereof, in the name of the State of Indiana, on the relation of the party making said complaint: *Provided, however,* That the party so complaining, shall be liable for all costs of the suit founded on his complaint, should the State fail in the prosecution thereof.

Sec. 3. Before either of the attorneys aforesaid shall commence suit for any violation of the contract aforesaid, so far as relates to the re-appraisement of Wabash and Erie Canal lands, or the non-completion of side cut canals, feeder, or feeder-dams, he shall file with the Trustee on the part of the State, a copy of the complaint made to him, to be submitted by said Trustee to the Board of Trustees on the part of the Bond-holders at their next meeting, and if the Trustees aforesaid shall fail or refuse to take such action at said meeting as will warrant a re-appraisement of the lands aforesaid, within six months after such copy was submitted, he shall commence suit forthwith. And in like manner, should the Trustees aforesaid fail to take such action as will procure the commencement of side cut canals, necessary feeders and feeder dams, within six, and their completion within twelve months thereafter, he shall commence suit forthwith.

Sec. 4. Before commencing suit for the violation of that part of the contract relating to the construction and repairing of bridges on county and State roads, when the same crosses the Wabash and Erie Canal, the attorney to whom complaint is made shall file a copy of said complaint with the Superintendent, or other person having charge of that portion of the Canal on which the want of sufficient bridges is complained of, at least ninety days prior to commencing the suit by this act authorized.

Sec. 5. That before commencing suit for any violation of the contract aforesaid, which relates to the reception of canal scrip, and the allowance of full interest thereon; to creating or receiving illegal fees for advertising lands for sale, or declaring illegal forfeitures, or for refusing to pay over the principal and full interest, to which purchasers of forfeited canal lands are entitled, from parties redeeming the same, or any other violation of the contract, which has any connection with the land office; the attorney shall file a copy of the complaint made to him, with the Clerk or other person having charge of the land office at which said violation occurs, at least ten days prior to commencing suit as aforesaid.

Sec. 6. That if on application to either of the attorneys appointed in conformity with this act, the party applying should fail to procure his services, either on account of absence, sickness, or refusal to act, he or they may employ any other attorney to prosecute his suit in the same manner, and under the same restrictions as though he had been appointed under this act, and he shall receive from the

State Treasury the same allowance that is paid to the attorneys appointed under this act for similar services.

Sec. 7. The attorneys hereby authorized to prosecute on behalf of the State shall be allowed a just and reasonable compensation for any services they may render in prosecuting all suits arising under this act, to be paid out of any moneys in the State Treasury, not otherwise appropriated.

Sec. 8. All laws and parts of laws contravening the provisions of this act, be, and the same are, hereby repealed.

Sec. 9. This act to be in force from and after its passage and publication.

When,

On motion by Mr. Rousseau,

The bill and pending amendments were referred to the committee on the judiciary.

By Mr. Day :

MR. PRESIDENT :

The select committee to whom was referred the bill from the House of Representatives No. 148, to extend the provisions of an act therein named to the counties of Huntington and Whitley, have had the same under consideration, and have directed me to report the said bill back to the Senate and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Ellis :

MR. PRESIDENT :

The select committee to whom had been referred House bill No. 24, incorporating the "American Live Stock Insurance company," have instructed me to report the same back to the Senate with the following amendments :

Amendments referred to :

Strike out the 12th and 13th sections and insert in lieu thereof the following :

Sec. 12. That the stockholders of said company shall, in their individual capacity, be liable for all debts and contracts of said corporation to the amount of their several subscriptions, and held at the time of contracting said indebtedness: *Provided, however,* such individual liability shall not be enforced until the assets of the company shall have been first proceeded against and exhausted.

Sec. 13. Nothing in the foregoing act shall be so construed as to confer on said corporation any banking powers, so as to authorize the issue of any bills of credit or certificates of deposit to pass as

a circulating medium, and the legislature hereby reserves the right to repeal this charter whenever it shall conceive the public interest requires such repeal.

Sec. 14. This act shall take effect and be in force from and after its passage, and be deemed and taken as a public act.

And the question being on the adoption of the amendments,

And the ayes and noes being demanded by two Senators they were ordered :

*Those who voted in the affirmative are,*

Messrs. Buckles, Cornett, Dole, Ellis, Evans, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, James, McCarty, Millikin, Montgomery, Odell, Porter, Reid of U., Rousseau, Walker, and Winstandley.—23.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Day, Dawson, Eddy, English, Hanna, Hardin, Huffstetter, Kinnard, Malott, Martin, Miller, Morrison, Read of C., Teegarden, and Woods.—19.

So the amendments were adopted, and the bill ordered to a third reading.

Mr. Hendricks offered the following resolution :

*Resolved*, That the judiciary committee be instructed to inquire into the expediency of so amending the execution law, that an execution issued by a justice may be returned by the constable at any time after ascertaining that there is no personal property on which to levy, so that an execution plaintiff will not be compelled to wait the life time of the execution before he may proceed on *scire facias* to get an execution from the circuit court to sell real estate, and report by bill or otherwise.

Which was adopted.

On motion by Mr. Ellis,

The Senate reconsidered the vote heretofore taken on the adoption of the resolution allowing the use of the Senate chamber to Madame Casler, &c.; and

The question being on the adoption of the resolution,

On motion,

The resolution was amended by striking out the words "Saturday and Monday;"

And the resolution as amended was adopted.

#### BILLS INTRODUCED.

By Mr. Rousseau,

No. 205. A bill to incorporate the Eel River Bridge company;



Which was read a first time and passed to a second reading.

By Mr. Odell,

No. 206. A bill to regulate the retailing of spirituous liquors in Tippecanoe county ;

Which was read a first time and passed to a second reading.

By Mr. Odell,

No. 207. A bill to amend section 65 of chapter 54 of the Revised Statutes 1843, so far as relates to the county of Tippecanoe ;

Which was read a first time and passed to a second reading.

By Mr. Winstanley,

No. 208. A bill to authorize the superintendent of the New Albany and Vincennes Macadamized Road to pay attorney's fee in the case of Clendenin against Frazier, in the supreme court ;

Which was read a first time and passed to a second reading.

By Mr. McCarty,

No. 209. A bill to provide for an extension of the time of holding the terms of the Marion probate court ;

Which was read a first time and passed to a second reading.

By Mr. Read of Clark,

No. 210. A bill to vacate certain streets and alleys in Jeffersonville ;

Which was read a first time, and passed to a second reading.

By Mr. Reid of Union,

No. 211. A bill to amend 36th section of 37th chapter of article 1 of the Revised Statutes of 1843 ;

Which was read a third time, and,

On motion by Mr. Reid of Union,

The rules were suspended, the bill read a second time, and

Referred to the judiciary committee.

On motion by Mr. Cassatt,

Ordered that House bill,

No. 102. A bill to amend an act, entitled " An act to revive and consolidate the several acts of the General Assembly relative to laying out, opening, repairing, changing, and vacating public highways, and to the erection and repairs of bridges, and to amend the same so far as relates to the county of Wabash,"

Be taken from the table ; and,

On motion by Mr. Cassatt,

Was referred to a select committee, consisting of

Messrs. Cassatt, Teegarden, and Walker.

On motion by Mr. Reid of Union,

Ordered that Senate bill,

No. 70. A bill to amend an act, entitled " An act to incorporate the White Water Valley Canal Company," approved January 20, 1842,

Be taken from the table and placed on the files of the Senate.

On motion by Mr. Adams,

The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled acts of the Senate :

No. 37. An act for the relief of Betsey Ann Simpson ;

No. 44. An act for the relief of Anthony Frederick Yager ;

No. 58. A joint resolution in relation to the soldiers of the late war with Great Britain ;

No. 106. An act to legalize the acts of the boards of county commissioners of the counties of St. Joseph, Marshall, and Fulton, in assessing the road tax in said counties for the year 1849 ;

No. 148. An act for the relief of Delila and Sylvester Conklin of Wayne county ;

No. 89. An act to locate a State road in the counties of Martin, Orange, and Crawford ;

No. 157. An act to amend an act to incorporate the Henry County Turnpike Company, approved December 5, 1848 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate :

No. 164. An act to amend the act, entitled "an act for the relief of the heirs of Louisa Jane Cassatt," approved January 22d, 1849.

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 164. An act to amend the act, entitled " An act for the relief of the heirs of Louisa Jane Cassatt," approved January 22d, 1849.

When the Senate proceeded to the consideration of bill

No. 4. A bill to provide for the call of a convention of the people of the State of Indiana, to revise, amend, or alter the constitution of the said State ;

That being the special order of the day for this day at 2 o'clock, P. M.,

And the question being,

Will the Senate reconsider the vote by which the amendment to the amendment proposed by Mr. Hardin was laid on the table ?

When Mr. Montgomery moved a call of the Senate ;

Which was ordered.

When Mr. Read of Clark moved that the further call of the Senate be dispensed with ;

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the Affirmative are,*

Messrs. Allen, Berry, Cassatt, Conduit, Cornett, Day, Dole, Eddy, Ellis, Evans, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Kinnard, Millikin, Morrison, Porter, Read of Clark, Sleeth, Teegarden, Winstandley, and Woods—29.

*Those who voted in the Negative are,*

Messrs. Brugh, Buckles, Dawson, English, Garver, Hanna, Hardin, Lyon, McCarty, Martin, Miller, Montgomery, Odell, Randall, Rousseau, and Walker—16.

So the further call of the Senate was dispensed with.

Whereupon,

Mr. Hamrick moved that the further consideration of said bill be postponed until Monday next ; and

The ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the Affirmative are.*

Messrs. Conduit, Dawson, Dole, Ellis, Garver, Graham, Ham-

rick, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Kinnard, Lyon, McCarty, Miller, Porter, Randall, Rousseau, Teegarden, and Winstandley—23.

*Those who voted in the Negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Cornett, Day, Eddy, English, Evans, Hardin, Houghton, Huffstetter, Martin, Millikin, Montgomery, Morrison, Odell, Read of C., Sleeth, Walker, and Woods—23.

So the Senate refused to postpone the consideration of said bill until Monday next.

When Mr. Martin moved to reconsider the vote by which the Senate refused to postpone the consideration of said bill ;

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Conduit, Day, Dole, Ellis, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Kinnard, McCarty, Martin, Miller, Odell, Porter, Randall, Rousseau, Teegarden, and Winstandley—23.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cornett, Dawson, Eddy, English, Evans, Hanna, Hardin, Houghton, Huffstetter, Lyon, Millikin, Montgomery, Morrison, Read of C., Sleeth, Walker, and Woods.—22.

So the vote was reconsidered.

The question again recurring on postponing the consideration of said bill until Monday next ;

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Cassatt, Conduit, Day, Dole, Ellis, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, McCarty, Martin, Porter, Randall, Rousseau, Teegarden, and Winstandley—20.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cornett, Dawson, Eddy, English, Evans, Hanna, Hardin, Houghton, Huffstetter, Kin-



nard, Lyon, Malott, Millikin, Montgomery, Morrison, Odell, Read of C., Sleeth, Walker, and Woods—25.

So the consideration of the bill was not postponed until Monday next.

The question then being, "Will the Senate reconsider the vote on laying the amendment to the amendment, as proposed by Mr. Hardin, on the table?" and

The ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Berry, Brugh, Buckles, Cassatt, Day, Dawson, Dole, English, Garver, Graham, Hanna, Hardin, Houghton, James, Kinnard, Lyon, Malott, McCarty, Montgomery, Randall, Rousseau, and Walker—23.

*Those who voted in the negative are,*

Messrs. Allen, Conduit, Cornett, Eddy, Ellis, English, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, Huffstetter, Martin, Miller, Milliken, Morrison, Odell, Porter, Read of C., Sleeth, Teegarden, Winstandley, and Woods—25.

So the Senate refused to reconsider the vote.

Whereupon,

Mr. Hanna offered the following amendment to the amendment :  
Insert in the proper place as follows :

*Provided*, That each district having over 3,500 votes cast at the November election, 1848, be, and the same are, entitled to three Delegates ; and each district having cast at said election over 5,000 votes, shall be entitled to four Delegates.

Whereupon,

Mr. Conduit moved to lay the same upon the table, and

The ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Conduit, Cornett, Day, Dawson, English, Evans, Holloway, Houghton, Hubbard, McCarty, Miller, Montgomery, Morrison, Odell, Porter, Read of C., Sleeth, Teegarden, Walker, and Woods—25.

*Those who voted in the negative are,*

Messrs. Berry, Dole, Eddy, Ellis, Garver, Graham, Hamrick, Hanna, Hardin, Harvey, Hendricks, Herod, Huffstetter, James, Kinnard, Lyon, Malott, Martin, Millikin, Randall, Rousseau, and Winstandley—22.

So the amendment to the amendment was laid upon the table.

Whereupon,

Mr. Read of C. offered the following amendment to the amendment :

“That each Senatorial district that cast 4,000 votes at the last annual election shall be entitled to one additional member.”

When Mr. Buckles moved to lay the same on the table,

And the ayes and noes being demanded by two Senators they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Buckles, Conduit, Cornett, Day, Dawson, Eddy, English, Evans, Hardin, Hendricks, Herod, Houghton, Hubbard, Huffstetter, McCarty, Martin, Miller, Montgomery, Morrison, Odell, Porter, Randall, Rousseau, Teegarden, Walker, and Woods—29.

*Those who voted in the negative are,*

Messrs. Berry, Cassatt, Dole, Ellis, Garver, Graham, Hanna, Harvey, Holloway, James, Kinnard, Lyon, Malott, Millikin, Read of C., Sleeth, and Winstandley—17.

So the amendment to the amendment was laid upon the table.

Whereupon,

Mr. Montgomery offered the following amendment to the amendment :

“The number of Delegates to said Convention shall be equal to the number of Representatives in the present General Assembly, and shall be elected in the same districts as they are now elected to the House of Representatives : *Provided, however,* That each county shall have one delegate to said Convention.”

When Mr. Rousseau moved to lay the same on the table.

It was decided in the affirmative,

And the amendment to the amendment laid on the table.

Whereupon,

Mr. Dawson offered the following amendment to the amendment :

“Each county to have one delegate, and each Senatorial district

having over 3,000 voters an additional delegate, and if over 5,000, two additional delegates."

Whereupon,  
Mr. Buckles moved to lay the same on the table,  
And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative, are,*

Messrs. Adams, Allen, Brugh, Buckles, Conduit, Cornett, Ellis, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Lyon, Malott, McCarty, Montgomery, Morrison, Odell, Porter, Read of C., Sleeth, Teegarden, and Winstandley—31.

*Those who voted in the negative, are,*

Messrs. Berry, Cassatt, Day, Dawson, Dole, Eddy, Garver, Hanna, Kinnard, Martin, Millikin, Randall, Rousseau, Walker, and Woods—15.

So the amendmenꝓ to the amendment was laid on the table.

When Mr. Rousseau offered the following amendment :

"That the delegates to said Convontion shall be apportioned as follows, to wit :

|                          |   |                             |   |
|--------------------------|---|-----------------------------|---|
| Noble, - - - -           | 1 | Posey, - - - -              | 2 |
| Steuben and Dekalb, - -  | 2 | Vanderburgh, - - -          | 2 |
| Elkhart, - - - -         | 2 | Warrick, - - - -            | 1 |
| Lagrange, - - - -        | 1 | Spencer, - - - -            | 1 |
| Allen, - - - -           | 2 | Perry, - - - -              | 1 |
| Adams and Wells, - -     | 1 | Kosciusko, - - - -          | 2 |
| Randolph, - - - -        | 2 | Huntington and Whitley, -   | 2 |
| Jay and Blackford, - -   | 1 | Wayne, - - - -              | 4 |
| Franklin, - - - -        | 2 | Henry, - - - -              | 2 |
| Dearborn, - - - -        | 3 | Delaware, - - - -           | 2 |
| Franklin and Dearborn, - | 1 | Grant, - - - -              | 1 |
| Madison, - - - -         | 2 | Wabash, - - - -             | 2 |
| Hancock, - - - -         | 2 | Miami, - - - -              | 2 |
| Carroll, - - - -         | 2 | Cass, - - - -               | 2 |
| Clinton, - - - -         | 2 | Howard and Cass, - -        | 1 |
| Tippecanoe, - - - -      | 3 | White and Pulaski, - -      | 1 |
| Tippecanoe and Carroll - | 1 | Fulton and Marshall, -      | 2 |
| Montgomery, - - - -      | 3 | St. Joseph, - - - -         | 2 |
| Fountain, - - - -        | 2 | Laporte, - - - -            | 2 |
| Shelby, - - - -          | 2 | Porter and Lake, - -        | 1 |
| Johnson, - - - -         | 2 | Laporte, St. Joseph, Porter |   |
| Shelby and Johnson, - -  | 1 | and Lake, - - - -           | 1 |

|                            |                             |
|----------------------------|-----------------------------|
| Morgan, - - - - 2          | Fayette, - - - - 2          |
| Clay, - - - - 1            | Union, - - - - 1            |
| Vigo, - - - - 2            | Ripley, - - - - 2           |
| Sullivan, - - - - 2        | Rush, - - - - 2             |
| Vigo and Sullivan, - - 1   | Decatur, - - - - 2          |
| Owen, - - - - 2            | Rush and Decatur, - - 1     |
| Greene, - - - - 2          | Boone, - - - - 2            |
| Monroe, - - - - 2          | Hamilton, - - - - 2         |
| Monroe and Brown, - - 1    | Tipton and Hamilton, - - 1  |
| Ohio, - - - - 1            | Parke, - - - - 2            |
| Switzerland, - - - - 2     | Vermillion, - - - - 2       |
| Clark and Floyd, - - 1     | Parke, Vermillion, and Put- |
| Jackson, - - - - 2         | nam, - - - - 1              |
| Scott, - - - - 1           | Putnam, - - - - 2           |
| Lawrence, - - - - 2        | Hendricks, - - - - 2        |
| Washington, - - - - 2      | Marion, - - - - 3           |
| Orange, - - - - 2          | Hendricks and Marion, - 1   |
| Washington and Orange, - 1 | Bartholomew, - - - - 2      |
| Crawford, - - - - 1        | Jennings, - - - - 2         |
| Daviess, - - - - 1         | Jefferson, - - - - 3        |
| Daviess and Martin, - - 1  | Jefferson and Jennings, - 1 |
| Pike, - - - - 1            | Harrison, - - - - 2         |
| Gibson, - - - - 2          | Knox, - - - - 2             |
| Gibson and Dubois, - - 1   | Warren, - - - - 1           |
| Floyd, - - - - 2           | Jasper, Benton, and War-    |
|                            | ren, - - - - 1              |

When Mr. Porter moved to lay the same on the table.

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Conduit, Cornett, Ellis, English, Evans, Graham, Hamrick, Hardin, Hendricks, Herod, Houghton, Hubbard, Huffstetter, Lyon, Malott, Martin, Miller, Millikin, Montgomery, Morrison, Odell, Porter, Read of C., Sleeth, Teegarden, Winstandley, and Woods.—30.

*Those who voted in the negative are,*

Messrs. Berry, Buckles, Cassatt, Day, Dawson, Dole, Eddy, Garver, Hanna, Harvey, Holloway, Kinnard, McCarty, Randall, Rousseau, and Walker.—16.

So the amendment to the amendment was laid on the table.

Whereupon, Mr. Eddy moved to recommit the bill to the same select committee, with the following instructions :



"To district the State giving one delegate to each district : *Provided*, The whole number of delegates shall not exceed one hundred and thirty."

Whereupon Mr. Miller called for a division of the question, and The chair decided the same to be susceptible of division, and Stated the question, "Will the Senate recommit the bill?"

When Mr. Buckles moved the previous question, and The previous question was not seconded.

Whereupon Mr. Hanna moved that the Senate adjourn, And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Buckles, Cassatt, Conduit, Day, Eddy, Garver, Hanna, Harvey, Hendricks, Herod, Holloway, Huffstetter, Kinard, Malott, Martin, Porter, Randall, Rousseau, Teegarden, Walker, and Woods.—24.

*Those who voted in the negative are,*

Messrs. Berry, Brugh, Dawson, Dole, Ellis, Evans, Graham, Hamrick, Hardin, Houghton, Hubbard, James, Lyon, Miller, Millikin, Montgomery, Morrison, Odell, Read of C., and Winstandley.—21.

So the Senate adjourned.

## SATURDAY MORNING, DECEMBER 29, 1849.

The Senate met ;

On motion by Mr. Read, of C.,  
The reading of the journal was dispensed with.

### PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Winstandley,  
The petition of sundry citizens of the city of New Albany, for amendments to the charter of said city ;  
Which,

On motion by Mr. Winstandley,  
Was referred to a select committee, consisting of  
Messrs. Winstandley, Lyon, and Buckles.

By Mr. Walker,

A petition to reinstate a certain road therein named ;

Which,

On motion by Mr. Walker,

Was referred to a select committee consisting of

Messrs. Walker, Houghton, and Brugh.

By Mr. Walker,

A petition for township trustees, clerks, and treasurer in the county of Cass ;

Which,

On motion by Mr. Walker,

Was referred to the committee on finance.

By Mr. Cassatt,

The petition of sundry citizens of Indiana asking the Legislature to grant a charter for a plank road from North Manchester to Lagro, in Wabash county ;

Which,

On motion by Mr. Cassatt,

Was referred to a select committee consisting of

Messrs. Cassatt, Harvey, and Dole.

By Mr. Buckles,

The petition of Hannah G. Sample, and Mary Brady and others, of the town of Muncie, upon the subject of temperance ;

Which was read, and,

On motion by Mr. Buckles.

Was referred to the same select committee to which similar petitions had been referred, consisting of Messrs. Millikin and others.

By Mr. Millikin,

A remonstrance from citizens of Dearborn county, Indiana, on the subject of Temperance ;

Which,

On motion by Mr. Millikin,

Was referred to the same select committee to which similar remonstrances had been referred, consisting of Messrs. Millikin, &c.

By Mr. Millikin,

The petition of sundry citizens of Dearborn county, Indiana, upon the subject of Temperance ;

Which,

On motion by Mr. Millikin,

Was referred to the same select committee to which similar petitions had been referred.

By Mr. Buckles,

The petition of N. Jackson and others, upon the subject of Temperance ;

Which,

On motion by Mr. Buckles,

Was referred to the same select committee to which similar petitions had been referred.

By Mr. Garver,

A petition to incorporate the town of Noblesville ;  
Which,

On motion by Mr. Garver,  
Was referred to a select committee, consisting of  
Messrs. Garver, Kinnard, and Sleeth.

On motion by Mr. Adams,  
The previous order of business was suspended, and on leave introduced the following resolution :

*Resolved*, That the Governor be respectfully requested to return to the Senate, bill of the Senate No. 77, entitled "An act to amend the charter of the Columbus, Nashville, and Bloomington Railroad Company ;"

Which was adopted.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Buckles, from the committee on the judiciary,

MR. PRESIDENT :

The judiciary committee, to which was referred the petition of Abraham Huff, et al.. praying a divorce of Rohda Ann Ether from Daniel Ether her husband, have had the same under consideration, and directed me to report, that in the opinion of said committee, legislation upon the subject is inexpedient, and therefore the indefinite postponement of the subject matter of said petition, is respectfully recommended, and your committee ask to be discharged from the further consideration thereof.

Which report was concurred in, and the committee discharged.  
By Mr. Herod from the judiciary committee,

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 175, entitled, "A bill to amend an act, entitled, an act to authorize County Auditors to sell lands at private sales, which have been bid in for the use of the school fund," approved, January 28th, 1847, have had said bill under consideration, and have come to the conclusion that it would be unsafe to pass said bill. Your committee recommend that said bill be laid on the table.

Which report was not concurred in, and,

On motion by Mr. Lyon,  
The bill was referred to the committee on education.  
By Mr. Buckles, from the judiciary committee,

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the Senate No. 94, have had the same under consideration and directed me to report, that in the opinion of said committee, legislation upon the subject is expedient ; therefore, the indefinite postponement of the bill is respectfully recommended, and your committee ask to be discharged from the further consideration thereof.

Which report was concurred in.

No. 94. A bill to repeal the first clause of Section 175, of Chapter 40 of the Revised Statutes of 1843 ;

Was indefinitely postponed.

By Mr. Herrod from the judiciary committee :

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the Senate No. 162, entitled, "An act regulating the acknowledgment of deeds and other papers," have had the same under consideration, and directed me to report that in the opinion of said committee, legislation upon that subject now, is not necessary ; they ask to be discharged, and that said bill be laid on the table.

Which report was concurred in, and the bill was laid on the table.  
By Mr. Lyon, from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 152, to incorporate the town of Hartsville, Bartholomew county, have had the same under consideration, and have instructed me to report the same back to the Senate, with the following amendments, upon the adoption of which, the said committee would recommend its passage :

Amendments referred to :

"Amend Section 17, by striking out the word ten wherever it occurs, and insert in lieu thereof, twenty."

Amending further by adding section — :

"The Legislature resumes the right to alter, amend, or repeal this charter, or any of its provisions at pleasure."

Which report was concurred in, and the amendments adopted,  
And the bill was ordered to be engrossed for a third reading.



## REPORTS FROM SELECT COMMITTEES.

By Mr. Montgomeey,

MR. PRESIDENT :

The select committee to which was referred the petition of numerous citizens of Warren county, in reference to the School Commissioners of said county, have had that subject under consideration, and have directed me to report the same back to the Senate with the accompanying bill, and recommend its passage :

No. 212. A bill for the relief of certain persons therein named, in Warren county ;

Which was read a first time, and,

On motion by Mr. Montgomery,  
The rules were suspended, the bill read a second time, and referred to the committee on education.

Mr. Brugh, moved that the select committee, to whom was referred Senate bill,

No. 126. A bill to attach certain territory to the county of Blackford ;

Be discharged from the consideration of the same, and the bill placed on the files of the Senate ; and,

The question being on discharging the committee, and placing the bill on the files of the Senate,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Brugh, Dawson, Eddy, English, Hanna, Houghton, Huffstetter, James, Malott, Millikin, Montgomery, Morrison, Odell, Reid of U., Walker, Walpole, and Woods—17.

*Those who voted in the negative are,*

Messrs. Adams, Berry, Buckles, Cassatt, Conduit, Day, Dole, Evans, Garver, Hamrick, Hardin, Harvey, Hendricks, Herod, Kinnard, Lyon, McCarty, Porter, Randall, Read of C., Sleeth, and Tee-garden—22.

So the committee was not discharged.

By Mr. Hendricks,

MR. PRESIDENT :

The select committee to whom was referred the petition of Nancy C. Barrows, for a divorce, have had the same under considera-

tion, and have directed me to introduce the following bill, and recommend its passage :

No. 213. A bill for the relief of Nancy C. Barrows of Jeffersonton county ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and Referred to the judiciary committee.

By Mr. Allen,

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 177, have had the same under consideration, and have directed me to report the same back to the Senate without amendment and recommend its passage.

No. 177. A bill to amend the charter of the Crawfordsville Institute ;

Was ordered to be engrossed for a third reading.

#### RESOLUTIONS INTRODUCED.

By Mr. Millikin,

*Resolved*, That the Senate will, the House concurring therein, adjourn *sine die* on the 14th day of January next.

Whereupon,

Mr. Miller moved to lay the resolution on the table ;

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Brugh, Buckles, Eddy, English, Garver, Harvey, Hendricks, Herod, Hubbard, Huffstetter, James, Lyon, Malott, McCarty, Martin, Miller, Montgomery, Morrison, Odell, Porter, Rousseau, Walker, Walpole, and Woods—24.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Cassatt, Conduit, Cornett, Day, Dawson, Dole, Ellis, Evans, Graham, Hamrick, Hanna, Hardin, Holloway, Houghton, Kinnard, Millikin, Randall, Read of C., Reich of U., Sleeth, Teegarden, and Winstandley—25.

So the resolution was not laid on the table.

Whereupon,  
Mr. Hubbard offered the following amendment :

Strike out the "14th" and insert the "7th of January."

When,

Mr. Hardin called for a division of the question ; and

The President decided the same to be susceptible of division, and stated the first question would be, will the Senate strike out?

When,

On motion by Mr. Berry,

The further consideration of the resolution was postponed until Saturday next.

By Mr. Walpole,

*Resolved*, That the Governor be requested to inform the Senate how many vacancies in the board of trustees of the Indiana Hospital for the Insane are to be supplied by election, by the present General Assembly.

Which was adopted.

The President laid before the Senate the following communication from the Governor :

HON. JAMES H. LANE,

*President of the Senate :*

Please lay before the Senate bill No. 77, "An act to amend the charter of the Columbus, Nashville, and Bloomington Railroad company," which is requested to be returned according to a resolution of the Senate this day passed.

Respectfully,

JOSEPH A. WRIGHT.

#### BILLS INTRODUCED.

By Mr. Odell,

No. 214. A bill to authorize the Lafayette Insurance company to establish agencies and increase their capital stock ;

Which was read a first time and passed to a second reading.

By Mr. Millikin,

No. 215. A bill more effectually to regulate the sale of spirituous liquors ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time ; when,

Mr. Hendricks moved that the bill be laid on the table and one hundred copies be printed for the use of the Senate ;

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are.*

Messrs. Buckles, Conduit, Day, Evans, Garver, Hendricks, Hol-  
loway, Hubbard, McCarty, Millikin, Montgomery, Morrison, Odell,  
Porter, Randall, Reid of Union, and Walker—17.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Brugh, Cassatt, Cornett, Dawson, Dole,  
Eddy, Ellis, English, Graham, Hamrick, Hanna, Hardin, Harvey,  
Herod, Houghton, Huffstetter, James, Kinnard, Malott, Martin, Mil-  
ler, Read of Clark, Sleeth, Teegarden, Walpole, Winstandley, and  
Woods—29.

So the Senate refused to lay the same on the table and print 100  
copies.

When,

Mr. Millikin moved to refer the bill to the select committee to  
whom petitions on that subject had been referred.

When,

Mr. Harvey offered the following as instructions to the com-  
mittee :

“Inquire into the expediency of so amending the bill, by pro-  
viding that no person shall manufacture and sell ardent spirits in  
this State without first taking out a license from the proper board of  
county commissioners, for which he shall pay not less than \$100  
per year, under suitable pains and penalties.”

Whereupon,

Mr. Walpole offered the following amendment to the instruc-  
tions :

“And that the committee be instructed to enquire what enact-  
ment is necessary, in addition to *moral suasion*, to more effectually  
prevent the distillation of ardent spirits within this State.”

When,

Mr. Garver offered the following amendment to the amendment  
to the instructions :

“And that the committee be further instructed to inquire into the  
propriety of punishing all persons who shall become intoxicated by  
drinking ardent spirits.”

Whereupon,

Mr. Walpole offered the following amendment :

“And, also, to inquire into and report the deliberate opinion of  
the committee if *it is not the settled design of the present temperance or-  
ganization* to attempt at the present, or some future period, to exert



the influence of said organization, to cause the legislature to enact highly penal laws against persons who may drink ardent spirits.'

Which was accepted by Mr. Garver.

And the question being on the adoption of the amendment to the amendment to the instructions,

Pending which, and before the question was taken,

On motion by Mr. Holloway,

The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

The following message was received from the House of Representatives by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate without amendment :

No. 14. An act to amend an act to incorporate Anderson's Collegiate Institute ;

No. 19. An act to amend an act entitled " An act to authorize a company to construct a turnpike road from the point where the present State road leading from Oxford to Connersville crosses the State line of Ohio and Indiana, to Connersville ; "

No. 21. An act to amend an act entitled " An act defining the duties of the treasurer, auditor, and supervisors of highways in the county of Dearborn," approved January 26, 1847 ;

No. 32. An act to extend the time of holding commissioners' court in Marion county ;

No. 33. An act to amend the 18th section of article 3, chapter 5 of the Revised Statutes of 1843 ;

No. 53. An act to amend section 82, chapter 6 of the Revised Statutes of 1843, extending the use of the State Library to professors and teachers ;

No. 54. An act extending the time of holding the sessions of the board of county commissioners in the county of Fountain ;

No. 61. An act for the relief of the heirs of William Shultz, deceased ;

No. 62. An act to amend an act entitled " An act to increase and extend the benefits of common schools," approved January 17, 1849 ;

No. 64. An act to extend the time of holding the sessions of the board of county commissioners of Montgomery county ;

No. 66. An act to amend an act entitled "An act to incorporate the Moscow and Blooming Grove Turnpike company," approved January 15, 1849 ;

No. 68. An act to amend an act entitled "An act to change the mode of electing grand jurors in the county of Orange ;"

No. 69. An act to enable the trustees of the Harrison County Seminary to convey certain lots therein named ;

No. 72. An act for the relief of Herrman Henry Kluter and Frederick William Kluter, of the county of Ripley, Indiana ;

No. 74. A joint resolution relative to a settlement of the account subsisting between this State and the General Government, relative to the three per cent. fund ;

No. 81. An act authorizing the board doing county business for the county of Morgan to continue in session ten days at their March and June terms ;

No. 83. An act to consolidate and publish in one act the several acts and parts of acts that now incorporate the Madison and Napoleon Turnpike Company ;

No. 90. An act to compel speculators to pay a road tax equal to that paid by actual settlers in Noble county ;

No. 168. An act to vacante a part of the Fort Wayne and Lima State Road, and for other purposes ;

No. 193. A joint resolution awarding the thanks of the General Assembly of the State of Indiana to Mrs. Monimia Boyd for her valuable present of a painting called a "HOOSIER'S NEST."

No. 194. An act to authorize the Jeffersonville Railroad Company to issue and secure the payment of bonds.

On motion by Mr. Herod,  
Senate bill

No. 77. A bill to amend the charter of the Columbus, Nashville, and Bloomington Railroad Company,

Was taken up, and,

On motion by Mr. Herod,

The vote heretofore taken by the Senate, concurring in the amendments of the House, was reconsidered.

When,

Mr. Adams moved that the Senate concur in the engrossed amendments of the House to the engrossed bill of the Senate, with the following amendment :

Amend the proviso to section 6 by striking out the words "fifty dollars" and inserting the words "one hundred dollars ;" and add to said section the following additional proviso, "That no such bond shall bear a higher rate of interest than 10 per centum per annum, nor be sold by said company at a greater deduction than 10 per cent. upon its principal ; and that it shall not hereafter be lawful for the board of commissioners of any county that has not sub-

scribe for any such stock, without first obtaining the assent of a majority of the voters of said county thereto, by a vote or petition or otherwise."

Which was decided in the affirmative.

So the Senate concurred in the engrossed amendments of the House to the said engrossed bill of the Senate with the said amendments.

On motion by Mr. Hamrick,

The previous order of business was suspended, and, on leave granted, introduced the following :

The petition of sundry citizens of the counties of Parke, Putnam, and Montgomery, upon the subject of forming a new county ;

Which,

On motion by Mr. Hamrick,

Was referred to a select committee, consisting of Messrs. Hamrick, Dole, Allen, Harvey, and Holloway.

On motion,

The previous order of business was suspended and leave given to introduce bills.

By Mr. Rousseau,

No. 216. A bill to incorporate the Point Commerce Bridge Company ;

Was read a first time, and,

On motion by Mr. Rousseau,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Dole,

No. 217. A bill to incorporate the Clinton and Illinois Plank Road Company ;

Which was read a first time, and,

On motion by Mr. Dole,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Houghton,

No. 218. A bill to authorize the board of commissioners of Daviess county to compromise certain actions now pending against the securities of Friend Spears, late Treasurer of said county ;

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Houghton,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. McCarty,

No. 219. A bill to amend an act entitled "an act creating the Marion Court of Common Pleas," approved January 4th, 1849 ;

Was read a first time and passed to a second reading.

By Mr. McCarty,

No. 220. A bill to vacate certain leases for water power on the Central Canal therein named ;  
Which was read a first time and passed to a second reading.  
When the Senate proceeded to the

## ORDERS OF THE DAY.

*Senate Bills on their Third Reading.*

No. 166. A bill to prevent frauds upon the revenue ;  
Which was read a third time and passed.

No. 174. A bill to amend an act, authorizing the board of commissioners of Cass county to issue bonds bearing ten per cent. interest per annum, approved January 28th, 1843;

Which was read a third time and passed.

No. 176. A bill to increase the per diem allowance of the Probate Judge of the Probate Court of Fountain county ;

Which was read a third time and passed.

No. 82. A bill to amend an act entitled "an act to incorporate the city of Richmond, Wayne county, Indiana," approved February 24th, 1840 ;

Which was read a third time and passed.

No. 131. A bill to enable the Indiana Yearly Meeting of the Society of Friends, to receive, hold, manage, appropriate, and dispose of property, for religious, educational, charitable, and benevolent purposes ;

Which was read a third time and passed.

No. 150. A bill to incorporate the Trustees of the Hartsville Academy ;

Which was read a third time and passed.

No. 154. A bill to amend an act entitled "an act to incorporate the Madison Insurance Company ;

Which was read a third time, and,

On motion,

The vote was reconsidered, and,

On motion by Mr. Hendricks,

Was referred to a select committee, consisting of Messrs. Hendricks, McCarty, and Hardin.

No. 155. A bill to incorporate the Madison Gaslight Company ;

Was read a third time, and passed.

No. 173. A bill to incorporate the Rushville and National Road Plank Road Company;

Which was read a third time, and passed.

No. 24. A bill (of the House) to incorporate the American live stock insurance company;

Which was read a third time, and passed.

No. 148. A bill (of the House) to extend the provisions of an act therein named to the counties of Huntington and Whitley;

Which was read a third time, and passed.



The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have concurred in the engrossed amendments of the Senate to the engrossed amendments of the House, to engrossed bill of the Senate.

No. 77. An act to amend the charter of the Columbus, Nashville, and Bloomington Rail Road Company.

Without amendment.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate:

No. 104. An act to authorize the Jeffersonville rail road company to issue and secure the payment of bonds.

Which I am directed to bring to the Senate for the signature of President thereof.

The following message was received from the Governor, by Mr. Tarkington, the Executive messenger.

MR. PRESIDENT :

I am directed by the Governor to inform the Senate that he has approved and signed the following bills, to-wit;

No. 141. An act to amend an act incorporating the Michigan Road Company, approved January 15th, A. D., 1845.

No. 148. An act for the relief of Delila and Sylvester Conklin, of Wayne county.

No. 157. An act to amend an act to incorporate the Henry County Turnpike Company, approved December 5th, 1848.

No. 164. An act to amend the act entitled "an act for the relief of the heirs of Louisa Jane Cassatt," approved January 22d, 1848.

No. 26. An act to locate a State road in the counties of Fountaine, Montgomery, and Putnam.

No. 37. An act for the relief of Betsy Ann Simpson.

No. 38. A joint resolution in relation to the soldiers of the late war with Great Britain.

No. 44. An act for the relief of Anthony Frederick Yager.

No. 89. An act to locate a State road in the counties of Martin, Orange, and Crawford.

No. 106. An act to legalize the acts of the Board of County Commissioners of the counties of St. Joseph, Marshall, and Fulton, in assessing the road tax in said counties for the year 1849.

No. 194. An act to authorize the Jeffersonville Rail Road Company to issue and secure the payment of bonds.

All of which originated in the Senate.

December 29, 1849.

No. 4. A bill to provide for holding a convention of the people to amend and revise the constitution of Indiana;

And the question (when last under consideration) being, will the Senate re-commit? and

The ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Dawson, Dole, Eddy, Garver, Herod, Holloway, McCarty, Rousseau, and Walpole—9.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Conduit, Cornett, Day, Ellis, English, Evans, Graham, Hamrick, Hanna, Hardin, Harvey, Hendricks, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Montgomery, Morrison, Odell, Porter, Randall, Read of C., Reid of U., Sleeth, Teegarden, Walker, Winstandley, and Woods—38.

So the Senate refused to re-commit said bill.

When Mr. Harvey offered the following amendment to the amendment:

Strike out the 2d section and insert the following:

Sec. 2. The said convention shall consist of delegates who shall be elected by the respective counties of this State as follows, to-wit:

The county of Miami shall elect one delegate;  
 The county of Wabash shall elect one delegate;  
 The county of Ripley shall elect two delegates;  
 The county St. Joseph shall elect one delegate;  
 The counties of Marshall and Fulton shall elect one delegate;  
 The county of Vigo shall elect one delegate;  
 The county of Sullivan shall elect one delegate;  
 The county of Clay shall elect one delegate;  
 The county of Daviess shall elect one delegate;  
 The county of Martin shall elect one delegate;  
 The county of Rush shall elect two delegates;  
 The county of Orange shall elect one delegate;

- The county of Crawford shall elect one delegate;
- The county of Vanderburgh shall elect one delegate;
- The county of Posey shall elect one delegate;
- The county of Lawrence shall elect two delegates;
- The county of Elkhart shall elect one delegate;
- The county of Lagrange shall elect one delegate;
- The county of Noble shall elect one delegate;
- The counties of Steuben and DeKalb shall elect one delegate;
- The county of Franklin shall elect two delegates;
- The county of Dearborn shall elect two delegates;
- The county of Randolph shall elect one delegate;
- The counties of Blackford and Jay shall elect one delegate;
- The county of Gibson shall elect one delegate;
- The counties of Pike and Dubois shall elect one delegate;
- The county of Washington shall elect two delegates;
- The county of Tippecanoe shall elect two delegates;
- The county of Allen shall elect one delegate;
- The counties of Adams and Wells shall elect one delegate;
- The county of Decatur shall elect two delegates;
- The county of Green shall elect one delegate;
- The county of Owen shall elect one delegate;
- The county of Marion shall elect two delegates;
- The counties of Cass, Pulaski, and Howard shall elect two delegates;
- The county of Hancock shall elect one delegate;
- The county of Madison shall elect one delegate;
- The county of Carroll shall elect one delegate;
- The county of Clinton shall elect one delegate;
- The county of Monroe shall elect one delegate;
- The county of Brown shall elect one delegate;
- The county of Delaware shall elect one delegate;
- The county of Grant shall elect one delegate;
- The county of Kosciusko shall elect one delegate;
- The counties of Huntington and Whitley shall elect one delegate;
- The county of Parke shall elect one delegate;
- The county of Vermillion shall elect one delegate;
- The county of Scott shall elect one delegate;
- The county of Jackson shall elect one delegate;
- The county of Henry shall elect two delegates;
- The county of Boone shall elect one delegate;
- The counties of Hamilton and Tipton shall elect one delegate;
- The county of Warrick shall elect one delegate;
- The counties of Perry and Spencer shall elect one delegate;
- The county of Putnam shall elect two delegates;
- The county of Johnson shall elect two delegates;
- The county of Hendricks shall elect two delegates;
- The county of Jefferson shall elect two delegates;
- The county of Bartholomew shall elect one delegate;
- The county of Jennings shall elect one delegate;

The county of Warren shall elect one delegate;  
 The counties of Benton, White, and Jasper shall elect one delegate;  
 The county of Harrison shall elect two delegates;  
 The county of Shelby shall elect two delegates;  
 The county of Clark shall elect two delegates;  
 The county of Montgomery shall elect two delegates;  
 The county of Floyd shall elect two delegates;  
 The county of Switzerland shall elect one delegate;  
 The county of Ohio shall elect one delegate;  
 The county of Wayne shall elect three delegates;  
 The county of Knox shall elect two delegates;  
 The county of Fountain shall elect two delegates;  
 The county of Morgan shall elect two delegates;  
 The county of Fayette shall elect one delegate;  
 The county of Union shall elect one delegate;  
 The county of Laporte shall elect one delegate; and  
 The counties of Porter and Lake shall elect one delegate.

And all persons entitled to vote by this act, for delegates, shall be eligible to be elected to a seat in said convention.

When,

Mr. Buckles moved to lay the amendment proposed by Mr. Harvey on the table,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Graham, Hardin, Huffstetter, James, Kinnard, Lyon, Mallott, McCarty, Martin, Miller, Montgomery, Morrison, Odell, Randall, Reid of U., Rousseau, Sleeth, Walker, Winstandley and Woods  
 —28.

*Those who voted in the negative are,*

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Evans, Garver, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Millikin, Porter, Read of C., Teegarden, and Walpole  
 —21.

So the amendment to the amendment was laid upon the table, when,

Mr. Conduit offered the following amendment to the amendment:

Amend the amendment so as to provide "that the delegates shall be elected by representative districts as apportioned for 1850, each district to be entitled to at least one delegate; districts that polled for President in 1848, 2000, and less than 3000, two delegates—



3000, and under 4000, three delegates—4000 votes and over, four delegates.”

When Mr. Buckles moved to lay the amendment to the amendment as proposed by Mr. Conduit on the table,

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Buckles, Brugh, Dawson, Eddy, Ellis, English, Evans, Garver, Graham, Hardin, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Morrison, Read of C., Reid of U., Sleeth, Walker, and Winstandley—26.

*Those who voted in the negative are,*

Messrs. Berry, Cassatt, Conduit, Cornett, Day, Dole, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Houghton, Millikin, Montgomery, Odell, Porter, Randall, Rousseau, Teegarden, Walpole, and Woods—22.

So the amendment to the amendment was laid on the table.

Whereupon,

Mr. Hardin offered the following amendment to the amendment :

Amend amendment to 2d section by striking out so much as provides for two delegates to each senatorial district, and insert

“The said convention shall consist of a number of delegates equal to the number of organized counties in the State, together with the number of Senatorial districts, each county shall elect one delegate, except the counties of Wayne, Benton, and Jasper, the county of Wayne shall elect two delegates, the counties of Benton and Jasper shall elect one delegate jointly, and each Senatorial district, as the same is now districted, shall elect one delegate.”

And,

On motion by Mr. Rousseau,

The Senate adjourned.

## MONDAY MORNING, DECEMBER 31st, 1849.

The Senate met pursuant to adjournment.

On motion by Mr. Millikin,  
The reading of the journal was dispensed with.

## PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Evans,  
The petition of sundry citizens of Indiana upon the subject of  
temperance ;

Which,

On motion by Mr. Evans,  
Was referred to the same select committee to which similar petitions had been referred, consisting of Messrs. Millikin, &c.

By Mr. Houghton,  
The petition of citizens of Daviess and Martin counties, praying for the location of a State road in said counties ;

Which,

On motion by Mr. Houghton,  
Was referred to a select committee, consisting of  
Messrs. Houghton, Miller, and James.

By Mr. McCarty,  
The petition of sundry citizens of Indianapolis, praying the Legislature to pass an act to grant, give, and donate to the "Independent Good Intent Fire Engine and Hose Company," lot No. 9, in block No. 147, situated on Washington street, in the City of Indianapolis ;

Which,

On motion by Mr. McCarty,  
Was referred to a select committee, consisting of  
Messrs. McCarty, Walpole, and Garver.  
By Mr. Graham,  
The memorial of E. E. Robinson and other citizens, of Warrick county, on the subject of temperance ;

Which,

On motion by Mr. Graham,  
Was referred to the same select committee to which similar petitions and memorials had been referred, consisting of Messrs. Millikin, &c.

Also by Mr. Graham,  
The memorial of Asa Igleheart and other citizens, of Warrick county, on the subject of temperance ;

Which,

On motion by Mr. Graham,

Was referred to the same select committee to which similar memorials had been referred, consisting of Messrs. Millikin, &c.

By Mr. Dawson,

The petition of citizens of De Kalb county, upon the subject of a State road in said county ;

Which,

On motion by Mr. Dawson,

Was referred to a select committee, consisting of

Messrs. Dawson, Martin, and Evans.

By Mr. Buckles,

The petition of citizens of Delaware and Henry counties relative to a mill-dam ;

Which,

On motion by Mr. Buckles,

Was referred to a select committee, consisting of

Messrs. Buckles, Evans, and Walpole.

By Mr. Read of Clark,

The petition of citizens of Clark county, upon the subject of establishing a State Asylum for the relief of destitute Orphans ;

Which,

On motion by Mr. Sleeth,

Was laid on the table.

By Mr. Buckles,

The petitions of John Trimble. D. F. Davis, and 285 others, relative to the salary of prosecuting attorney of Delaware county, Indiana ;

Which,

On motion by Mr. Buckles,

Was referred to the committee on finance.

#### REPORTS FROM STANDING COMMITTEES.

By Mr. Buckles—

Mr. PRESIDENT :

The judiciary committee, to whom was referred bill of the Senate, No. 186, " A bill requiring an enumeration of the white male inhabitants of this State," have had the same under consideration, and directed me to report it back with the following amendment, and, when so amended, recommend its passage.

Amendment referred to :

" *Provided, however,* That in the counties that have township assessors the duties herein specified shall be performed by said township assessors or their deputies."

Which report was concurred in, the amendment adopted, and the bill read a third time ;

When Mr. Hardin offered the following amendment :

Amend by striking out " March," and insert " January ;"

Which amendment was unanimously adopted.

When Mr. Morrison offered the following amendment :

Amend by providing " that the assessors shall be required to enter in separate columns, to be provided for that purpose, the number of deaf and dumb persons, and the number of blind persons, their names, and ages, in their respective counties ;"

Which was unanimously adopted.

When,

On motion by Mr. Millikin,

The bill was recommitted to the committee on the judiciary.

By Mr. Herod—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the Senate No. 158, entitled, a bill to authorize justices of the peace to solemnize marriages, within their respective counties, have had the same under consideration, and have come to the conclusion that legislation upon that subject is not necessary, they therefore wish to be discharged, and that said bill be laid on the table.

Which report was concurred in, and

The bill laid on the table.

Also by Mr. Herod,

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate, No. 211, have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

No. 211. A bill to amend the 36th Section of the 37th chapter, of Article 1, of the Revised Statutes of 1843 ;

Which report was concurred in,

And the bill ordered to be engrossed for a third reading.

Also by Mr. Herod,

MR. PRESIDENT :

The judiciary committee, to whom was referred a resolution of the Senate, directing an inquiry into the expediency of amending the existing law so that an execution issued by a justice of the peace, may be returned by the constable at any time after ascertaining that there is no property on which to levy the same, have



examined the subject, and report, that the law now authorizes the return contemplated in said resolution ; said committee think legislation therefore unnecessary, and ask to be discharged.

Which report was concurred in, and the committee discharged.  
By Mr. Sleeth,

MR. PRESIDENT :

The judiciary, committee to whom was referred, a "petition for the passage of a law in relation to the interest on money," have had that subject under consideration, and have directed me to report the same back to the Senate, and say that it is the opinion of the committee that legislation thereon at this time, is inexpedient. and respectfully ask to be discharged from the further consideration of the same.

Which report was concurred in, and the committee discharged.  
By Mr. Reid of U.,

MR. PRESIDENT :

The judiciary committee, to whom was referred bill No. 140, to carry out the obvious intent and meaning of the contract entered into between the State of Indiana, and her bondholders, and the pending amendments, have had the same under consideration, and have instructed me to report back the said bill and amendment to the Senate, with the following amendments, and recommend its passage.

All of which is respectfully submitted.

Amendments referred to :

Amend by striking out Section 1, of the amendment, and insert the following in lieu thereof :

"That the Governor of the State of Indiana, is hereby authorized and required forthwith to appoint, one attorney resident of the county of Cass, and the several Prosecuting Attorneys for the State, in the counties of Carroll, Tippecanoe, Fountain, Parke, Vigo, Clay, Greene, Knox, Gibson, and Vanderburgh, are hereby specially appointed Attorneys and Counsellors at law on the part of the State, in all prosecutions against the Trustees of the Wabash and Erie Canal, for any violation of the contract entered into by the State of Indiana and her bondholders in the act entitled, 'An act to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville,' approved, January 19th 1846, and the act supplemental thereto, approved, January 27th, 1847."

Amend Section 6th, of the amendment by striking out the words  
 "From the State Treasury."

Strike out Section 7, of the amendment, and insert the following  
 in lieu thereof:

"The Attorneys hereby authorized to prosecute said pleas on behalf of the State, shall be allowed ten dollars, as a docket fee for each and every suit instituted and prosecuted by them to final judgment, in each and every court of this State, where judgment is rendered in favor of the State against said Trustees; which docket fee shall be taxed as a part of the costs against said Trustees, on rendition of said judgment, and collected according to law; *Provided, however,* that the party beneficially interested in the prosecution of said suit, may pay said Prosecuting Attorneys, an additional fee, for their services, or may employ additional counsel to assist in said prosecution, being responsible for said counsel fees; but no moneys shall be paid out of the State Treasury to any Attorney appointed under the provisions of this act for any such services rendered by him."

And the question being on the adoption of the amendments as reported,

Pending the same,

On motion by Mr. Cassatt,

The Senate adjourned.

*Two o'clock, P. M*

The Senate met,

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate:

No. 77. An act to amend the charter of the Columbus, Nashville and Bloomington Railroad company;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord their clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate without amendment :

No. 71. An act to amend an act entitled, "An act to incorporate the Knightstown and Shelbyville Railroad company," returned by the Governor to the Senate, February 11, 1848.

No. 163. An act to incorporate the Vevay, Mount Sterling, and Versailles Turnpike Road Company ;

On motion by Mr. Cassatt,  
Senate bill,

No. 140. A bill "to carry out the obvious intent and meaning" of the contract entered into between the State of Indiana and her bondholders ;

With the pending amendments, was referred to a select committee consisting of

Messrs. Cassatt, Randall, Walker, Teegarden, Dole, Montgomery, Hendricks, Harvey, and Hubbard.

The President laid before the Senate the following message from His Excellency the Governor :

*Gentlemen of the Senate :*

Bill of the Senate No. 121, an act to amend an act entitled "an act to incorporate the Crawfordsville and Wabash Railroad Company," approved January 19th, 1846, and an act amendatory thereto, approved February 15, 1848, having been presented for approval, I have determined to withhold my signature from the bill, leaving it to become a law, under the constitution, without the Executive approval.

It is the constitutional duty of the Executive, from time to time, to give to the General Assembly information of the affairs of the State, and recommend to their consideration such measures as he may deem expedient ; and I have deemed the present a fitting opportunity to present for the consideration of your body, certain measures of modification, which in my judgment would be salutary, by way of limiting the powers which the bill above referred to, and others of a similar character, will confer.

I should have returned the bill to the Senate, with a statement of my objections, if it had been an original proposition, for a work not commenced ; but the work having been entered upon, and large investments having been made in its stock by individual and corporate subscription, I feel disinclined to do any thing which might have the effect to imperil the important interests already embarked in the enterprise. This disinclination is enhanced by a diffidence naturally growing out of my very recent investments with the executive functions, and the proper period not having arrived for me to present to the legislature the usual annual communication, embodying views of State policy in general, which require time for maturing.

I desire to call your attention strongly to the general fact connected with the prosecution of Internal Improvement in our State, and to invoke your deliberate and mature consideration of the whole subject as connected with the general principles of this bill. The impression is strong upon my own mind that we may find in such a view of facts matter for caution, and hints for our guidance, which a proper zeal for the public welfare will not permit us to disregard.

Irrespective of the question as to the propriety of counties and cities in their corporate capacity subscribing to the stock of such works, it is clear that when such subscriptions are made, the interest which the counties and cities hold, should be surrounded by safeguards of the most unquestionable security. From this consideration alone, it is submitted that it would be improper to invest the directory of any company with unlimited power, to sell bonds at any rate of discount they may please to make, and to cause them to bear any rate of interest, however exorbitant. Is it not the duty of the law-making power to protect the tax payers of the subscribing counties from encroachment, especially when the irrevocable character of such bonds is considered?

But this objection to the unlimited rate of interest and discount, is greatly strengthened by a consideration of the vast number of enterprises of this character in this and the adjoining States, and the probable effect of their prosecution upon our financial condition. Facts of recent occurrence are full of instruction on this subject. The lesson that a similar state of things taught the people of the old world, I trust are not forgotten. There, these enterprises have already received a severe check, and it would seem that the spirit of speculation has been transferred from that field of operation, in a great measure, to this country.

Here, similar scenes are now being enacted, not to the same extent, it may be; but unless a prudent foresight interposes its salutary checks, there is ground for the apprehension that results equally disastrous will here ensue.

We are advised that one of the first moneyed houses of the old world has lately established a branch in our great commercial metropolis—thus preparing for action, regarding this as the peculiar field for such operation; and, from the very fact that it becomes necessary, now in view of the interest of certain companies in the prosecution of these works, to ask leave to pay a higher rate of interest than usual, and to sell their bonds at whatever amount they may agree to receive, is evidence of a strong pressure, or otherwise, of an overaction in this branch of enterprise.

Indiana has had such a lesson on the subject of the prosecution of works of a similar character, that we shall be justly chargeable with a want of prudence if we fall again into a like difficulty, without having made some exertion to avoid the disaster.

If the moneyed operations of these companies are confined to the ordinary and safe methods of conducting business—if large debts are not contracted at heavy rates of interest, or at a ruinous dis-



count—then, in case of a general pressure, the worst that could happen would be a suspension of the work.

But consider what would be the effect if, by a general monetary revulsion, such a work should be arrested, while in the midst of its active operations, if burthened with the obligation to pay heavy rates of interest, and at the same time, with no part of the work so far finished as to be susceptible of producing revenue.

Extend this example over the whole State, and what would we see but the materials of these works brought under the hammer, the lands pledged to them disposed of at forced sales, to the consternation of the too confiding occupants, and the tax payers of a subscribing county groaning under a burdensome imposition for the purpose of paying the interest on a stock which pays no dividends.

When a rate of interest is established by law, and when, as with us, the rate is high, as compared with commercial rates, it is good policy not to permit exceptions to the rule, except in extreme cases, and then there should be a limit.

In the case under consideration, it seems to me that public policy points plainly to the enforcement of the rule within a given limit.

It might be safe, and even desirable, to permit the sale of bonds at somewhat less than the par of State bonds, of the same rate of interest, but the experience of the State admonishes us that the discretion in such cases should have its limits *defined*.

It is a remarkable fact, that in every instance that has come under my observation, where this power is sought to be given to the directors of companies to borrow money or make sales of bonds, without limit or restriction, that in the first instance, acts of incorporation have been passed by the legislature, in which no such power is given, and that counties in good faith have taken stock in said companies; that subsequently amendments have been made from time to time, until now this unlimited power is asked.

It is suggested with great deference, whether the adding of this power would not be a violation of the faith upon which the people of the several counties, in their corporate name, have heretofore taken stock in the various companies of the State.

It is said that the bill-referred to, does not authorize the selling of the bonds of the counties, or the hypothecating of them at any rate of interest that may be agreed upon. While this is, perhaps, true, it is difficult for me to perceive the difference between giving the power expressly in relation to the bonds of the counties, or making the same unlimited power applicable alone to the stock of the company, or the borrowing of money. If you affect the stock by exorbitant interest, or sell the bonds of the company at a ruinous sacrifice, it must affect the county stock as well as that of the citizen. All are connected together for the welfare of the work, and the adoption of a principle that is calculated to injure the one, will the other. The objection to this want of limit in the rate of interest to be paid for money borrowed, and in the sale of stocks, is, that it gives a power which is liable to great abuse, and may involve the

most ruinous consequences; and I cannot but think that the legislature in conferring such a power, have failed to consider, with the requisite maturity, all the abuses to which it is liable. We know not who are to hold the places of directors of these corporations, with the right thus to offer in market the stock of companies and to borrow money. Prudence requires that we should guard against every possible state of things that may arise.

Is *private* credit exhausted in this State, that it is now asked to exhaust the *public* credit as far as possible, by offering in our public and deliberate acts of legislation to pay any rate of interest, however large, and to sell in market our credit for any price to raise money?

Does the public pulse throb with such feverish anxiety as to make us capable of all this? If so, it is time that at least all considerate men should pause and ask themselves the question—what will be the consequence and end if these things are permitted thus to go on?

But upon what principle and for what purpose is it proposed to issue bonds or other obligations of the denomination of fifty dollars? If for the purpose of borrowing money, that object could be better accomplished by issuing them of the denomination of one, two, or five hundred dollars. If they are issued for the purpose of paying for work and labor, as a matter of convenience it would seem that that could be accomplished by one share of stock in said company being taken, in place of the bond or other obligation of the same amount.

It occurs to me that the effect of putting into circulation these bonds, and other obligations of the denomination of fifty dollars, by the various companies of the State, will be to make them a kind of circulating medium. Thus they would pass from hand to hand as a currency, and when a depreciation should occur, it would fall as all depreciations of currency do, upon the labor of the country. It is very rare that such a loss is felt by the more opulent portions of the community. They are watchful and prepared for the event, but the unsuspecting laborer is too frequently found, with the fruits of his labor in such a currency, while the more vigilant has passed the same away on the first approach of alarm. If we shall hold a firm and steady hand—exhibit to the speculator of our own State, and to the capitalists abroad, that we are determined to keep all our past engagements faithfully—that we regard our State, county, and individual *credit*, not as mere empty sound and promises, but that which is real and substantial, and worthy preserving—Indiana will be able to obtain all the funds she may need to prosecute her works at a proper rate of interest—will move forward with increasing energy—her resources will be developed—and, in a short time, by her canals, rail and plank roads, will present the greatest chain of improvements of any State of the Union.

But if in this hour—the turning point in her second history of improvements—we over-leap the proper bounds, trifle with our credit, place in men's hands that power, *unlimited*, that they, in a

moment of excitement and phrenzy, may employ, to the prostration of our whole credit, through a laudable zeal to advance their peculiar work, we shall repent for years that we had part or lot in the matter.

JOSEPH A. WRIGHT.

*December 31, 1849.*

Which,

On motion by Mr. Read of C.,

Was laid upon the table and five hundred copies thereof ordered to be printed for the use of the Senate.

When the Senate proceeded to the

#### ORDERS OF THE DAY.

##### *Senate Bills on their third reading.*

No. 152. A bill to incorporate the town of Hartsville, Bartholomew county;

Which was read a third time and passed.

No. 177. A bill to amend the charter of the Crawfordsville Institute;

Which was read a third time and passed.

No. 4. A bill to provide for holding a Convention of the people to amend and revise the constitution of Indiana;

The question being on the amendment to the amendment, as proposed by Mr. Hardin, when

Mr. Hubbard moved to lay the amendment to the amendment on the table; and

The ayes and noes being demanded by two Senators. they were ordered:

##### *Those who voted in the affirmative, are,*

Messrs. Conduit, Cornett, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Miller, Millikin, Morrison, Odell, Porter, Read of C., and Rousseau—19.

##### *Those who voted in the negative, are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Day, Dawson, Eddy, English, Evans, Garver, Hanna, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Montgomery, Randall, Reid of U., Sleeth, Teegarden, Walker, Winstandley, and Woods—27.

So the amendment to the amendment was not laid on the table.

The question then recurring on the adoption of the amendment to the amendment, and

The ayes and noes being demanded by two Senators, were ordered:

*Those who voted in the affirmative, are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Day, Dawson, Eddy, English, Evans, Garver, Hanna, Hardin, Herod, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, Montgomery, Randall, Reid of U., Walker, Winstandley, and Woods—27.

*Those who voted in the negative, are,*

Messrs. Conduit, Cornett, Dole, Ellis, Hamrick, Harvey, Hendricks, Holloway, Hubbard, McCarty, Miller, Millikin, Morrison, Odell, Porter, Read of C., Rousseau, Sleeth, and Teegarden—19.

So the amendment to the amendment was adopted.

And the question being upon the adoption of the amendment as amended; when,

Mr. Buckles moved the previous question, which was not seconded; when

Mr. Ellis moved to lay the amendment as amended on the table, and,

The ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Allen, Conduit, Cornett, Dole, Ellis, Evans, Hamrick, Hanna, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Lyon, Malott, McCarty, Miller, Millikin, Morrison, Odell, Porter, Read of Clark, Rousseau, Sleeth, Teegarden, and Winstandley—27.

*Those who voted in the Negative are,*

Messrs. Adams, Berry, Brugh, Cassatt, Day, Dawson, Eddy, English, Garver, Hardin, Houghton, Huffstetter, Kinnard, Montgomery, Randall, Reid of Union, Walker, and Woods—18.

So the amendment, as amended, was laid on the table.

The question then being on the adoption of the 3d amendment, Which,

On motion by Mr. Hubbard,  
Was laid upon the table.

Whereupon,

On motion by Mr. Ellis,  
The 3d amendment was taken from the table.



And the question being on the adoption of the 3d amendment,  
When Mr. Miller moved to amend the same by striking out the two latter clauses of the third amendment, proposed by the select committee.

Which amendment was adopted.

And the third amendment, as amended, was adopted.

The question then being on the adoption of the 4th amendment, which,

On motion by Mr. Harvey,

Was laid on the table

The question then being on the adoption of the 5th amendment, which,

On motion by Mr. Hardin,

Was laid on the table.

The question then being on the adoption of the 6th amendment, when,

Mr. Miller offered the following amendment to the amendment :  
Strike out the "Tuesday in May," and insert in lieu thereof, the "2d Monday in October."

When Mr. Ellis called for a division of the question, and the President having decided the same to be susceptible of division, and stated "the question will be,

"Will the Senate strike out?"

It was decided in the negative.

When Mr. Porter moved to reconsider the vote last taken, on striking out,

Which was decided in the affirmative.

So the vote was reconsidered.

The question again recurring,

"Will the Senate strike out?"

Which was decided in the affirmative.

When Mr. Hardin proposed to fill the blank with "the first Monday in October."

Mr. Miller proposed to fill the blank with "the second Tuesday in October."

Mr. Eddy proposed to fill the blank with "the second day in November."

The question being on filling the blank as proposed by Mr. Eddy, (that being the longest time,)

It was decided in the negative.

The question then being on filling the blank as proposed by Mr. Miller,

It was decided in the negative.

The question then being on filling the blank with the "first Monday in October," as proposed by Mr. Hardin,

It was decided in the affirmative, and the amendment as amended was adopted.

The question then being on the adoption of the 7th amendment, and it was adopted.

The question then being on the adoption of the 8th amendment, and it was adopted.

The question then being on the adoption of the 9th amendment, and it was adopted.

Whereupon,

Mr. Miller moved to amend the bill by striking out the words "Senatorial districts," in the 2d section,

When Mr. Adams moved to lay the amendment proposed by Mr. Miller on the table,

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Conduit, Day, Dawson, Eddy, Ellis, English, Garver, Hardin, Harvey, Hendricks, Herod, Houghton, Lyon, Malott, Porter, Randall, Reid of U., Rousseau, Sleeth, Walker, Winstandley, and Woods—28.

*Those who voted in the negative are,*

Messrs. Cornett, Dole, Evans, Hamrick, Hanna, Holloway, Hubbard, Huffstetter, James, Kinnard, McCarty, Miller, Millikin, Montgomery, Morrison, Read of C., and Teegarden,—17.

So the amendment was laid on the table.

Whereupon,

Mr. English moved to amend by striking out the word "townships" in first section, and inserting the words "usual places of holding elections" in lieu thereof;

Which amendment was adopted.

And the bill was ordered to be engrossed for a third reading.

On motion by Mr. Ellis,

The order of business was suspended, and, on leave granted, introduced the following resolution :

*Resolved*, That when the Senate adjourns, it will adjourn to meet on Wednesday morning at 9 o'clock ;

And the question being on the adoption of the resolution ;

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the Affirmative are,*

Messrs. Cassatt, Day, Dawson, Eddy, Ellis, Holloway, Houghton, Kinnard, Miller, Montgomery, Randall, Rousseau, and Teegarden—13.

*Those who voted in the Negative are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Conduit, Cornett, Dole, English, Evans, Garver, Hamrick, Hardin, Harvey, Hendricks, Herod, Hubbard, Huffstetter, James, Malott, McCarty, Millikin, Morrison, Odell, Porter, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods—31.

So the resolution was not adopted.

Whereupon,

Mr. Rousseau moved that the Senate adjourn,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Dawson, Dole, Eddy, Ellis, English, Evans, Hardin, Herod, Huffstetter, Kinnard, Malott, and Porter—15.

*Those who voted in the negative are,*

Messrs. Berry, Buckles, Cassatt, Conduit, Cornett, Day, Garver, Hamrick, Hanna, Harvey, Hendricks, Holloway, Houghton, Hubbard, James, Lyon, McCarty, Martin, Miller, Millikin, Montgomery, Morrison, Odell, Randall, Read of C., Read of U., Rousseau, Sleeth, Teegarden, Walker, Winstandley, and Woods—32.

So the Senate did not adjourn.

On motion,

The Senate reconsidered the vote heretofore taken on the resolution, in regard to "the Senate adjourning until Wednesday morning at 9 o'clock ;"

And the question being on the adoption of the resolution,

It was decided in the affirmative, and the resolution was adopted.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House have concurred in the engrossed amendments of the Senate to the engrossed bill of the House,

No. 24. An act to incorporate the American Live Stock Insurance Company,

On motion,

The Senate adjourned.

## WEDNESDAY MORNING, JANUARY 2, 1850.

The Senate met pursuant to adjournment.

The Journal of Monday was read.

## PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Garver,

The remonstrance of J. W. Lewis and others, against the passage of a law prohibiting the sale of ardent spirits;

Which,

On motion by Mr. Garver,

Was referred to the same select committee to which similar remonstrances had been referred, consisting of

Messrs. Millikin, &c.

By Mr. Cassatt,

The remonstrance of sundry citizens of the county of Wabash, against the passage of any law conformable to the "Circular and Memorial" circulated by organized associations through our State;

Which,

On motion by Mr. Cassatt,

Was referred to the same select committee to which similar remonstrances had been referred, consisting of

Messrs. Millikin, &c.

By Mr. Herod,

The petition of Reason W. Prather, of Bartholomew county, relative to the State road in such county, running from Columbus to Rockford in Jackson county;

Which,

On motion by Mr. Herod,

Was referred to the committee on roads

## REPORTS FROM STANDING COMMITTEES.

By Mr. Garver—

MR. PRESIDENT:

The committee on finance, to which was referred a petition of sundry citizens of Cass county, praying for the passing of a law providing for the election of township trustees, clerks, treasurers, &c., in the several townships, have had the same under consideration, and instructed me to report the same back to the Senate, and recommend that it is improper for the legislature to pass special county laws upon this subject.



Which report was concurred in.  
By Mr. Reid of U.—

MR. PRESIDENT :

The judiciary committee, to whom was referred the resolution of the Senate, instructing said committee to inquire into the validity of the present school law, have had the same under consideration, and a majority of said committee have requested me to report the following bill to the Senate for the purpose of legalizing said act, and recommend its passage :

No. 221. A bill to publish and declare in force the provisions of an act entitled "an act to increase and extend the benefits of common schools."

All of which is respectfully submitted.

Which bill was read a first time and passed to a second reading.  
By Mr. Sleeth—

MR. PRESIDENT :

The judiciary committee, to whom was referred a resolution of the Senate, instructing said committee to inquire into the expediency of amending the laws governing the levy and sale of property on execution, &c., have had the subject under consideration, and have directed me to report to the Senate the following bill, in accordance with the subject matter of the resolution, and recommend its passage :

No. 222. A bill to amend article 13, chapter 40, Revised Statutes of 1843, and an act amendatory thereof, approved February 11, 1843 ;

Was read a first time and passed to a second reading.  
By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the House No. 32, "to provide for ascertaining the value of personal property exempt from execution," have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

Also, by Mr. Buckles—

MR. PRESIDENT:

The judiciary committee, to whom was referred Senate bill No. 136, "to organize a probate circuit in the counties therein named," have had the same under consideration, and directed me to report it back to the Senate with the following amendments:

Amendments referred to—

Strike out figure "7" in the fourth line of section ten, and insert figure "9," and add to said section the following: "*Provided, however,* The board of county commissioners of the several counties of said circuit shall have the right to make such additional allowance to said circuit probate judge, payable out of their respective county treasuries, for his services as such, as they in their discretion may deem reasonable;" and when said amendments are adopted recommend its passage.

Which report was concurred in, the amendments adopted; and,

On motion by Mr. Hamrick,

The rules were suspended, the amendments considered as engrossed, the bill read a third time and passed.

By Mr. Sleeth—

MR. PRESIDENT:

The judiciary committee, to whom was referred the petition of Willis Buzan for a patent for certain canal lands therein mentioned, have had that subject under consideration, and have directed me to report the following bill, in accordance with the prayer of said petition, and recommend its passage:

No. 223. A bill directing the Secretary of State to make a patent to James Hensley for certain Wabash and Erie Canal lands;

Was read a first time and passed to a second reading.

By Mr. Huffstetter—

MR. PRESIDENT:

The committee on roads, to whom was referred the petition of Nathaniel Stephens and others, asking for the location of a State road from Mount Carmel, in Washington county, to Fredericksburg, in said county, have had the same under consideration, and have directed me to report the following bill and recommend its passage:

No. 224. A bill to locate a State road in the county of Washington:

Was read a first time and passed to a second reading.

By Mr. Hanna—

MR. PRESIDENT :

I am directed by the committee on corporations, to whom was referred bill of the House No. 222, and the amendments adopted by the Senate thereto, to report the same back together with the said amendments, and recommend its passage, and the adoption of the following amendment, to be inserted after the 7th section, to-wit :

Amendments referred to—

Add to end of 7th section :

*" Provided, That in case certificates of stock are issued for interest paid by means of taxation as above provided, it shall be the duty of the directors of said company, at their option, either to decrease the stock of the city, town, or county, as the case may be, to an amount equal to such certificates, or allow interest upon the stock of individuals to such an amount as will equalize the stock of cities, counties, towns, and individuals; and the said directors are fully authorized to issue certificates of stock in all cases when it may be necessary to effect such equalization."*

And add the following proviso to the end of the 8th section :

*" Provided, That no bond so issued by said city or town shall be of a less amount than one hundred dollars."*

Which report was concurred in, the amendment ordered to be engrossed, and bill

No. 222. A bill (of the House) to amend an act entitled an act to incorporate a company to construct a Railroad from Evansville, on the Ohio river, to connect with the Ohio and Mississippi Railroad at or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and Mount Carmel, Illinois ;

Was ordered to a third reading.

By Mr. Porter—

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 188, entitled " a bill supplemental to an act entitled an act to incorporate the town of Mount Vernon," approved January 27th, 1847, have had the same under consideration, and have made one amendment thereto, and have directed me to report the same back to the Senate, and, upon the adoption of the amendment, to recommend its passage.

Amendment referred to—

Amend the 2d section by adding to it the following proviso : —  
*" Provided, however, That no bond shall be issued for a less sum than twenty-five dollars, nor at any greater rate of interest than six per centum per annum."*

Which report was concurred in, the amendment adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Lyon—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 103, entitled "a bill to amend the charter of the city of Evansville," have had the same under consideration, and have instructed me to report the same back to the Senate, with the following amendment, upon the adoption of which, the said committee would recommend its passage.

Amendment referred to—

Amend section four by striking out the word "thirty" in the first line, and whenever in said section it occurs, and insert instead thereof the word "ninety."

Which report was concurred, the amendment adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Millikin—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 160, "to incorporate the Hamilton manufacturing company," have had the same under consideration, and have directed me to report it back with one amendment, and on the adoption thereof recommend its passage.

Amendment referred to—

By adding after the third line of section 7—"Not exceeding twenty thousand dollars."

Which report was concurred in, the amendment adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Hubbard—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 165, entitled "a bill to authorize the Fort Wayne and Lima Turnpike company to construct a branch of said road to Albion, in Noble county," have had the same under consideration, and directed me to report the same back to the Senate without amendment and recommend its passage.



On motion by Mr. Dawson,  
The bill was laid on the table.  
By Mr. Berry—

MR. PRESIDENT :

The committee on corporations to which was referred House bill No. 143, entitled "a bill to incorporate the Independent Relief Fire Company," have had that subject under consideration and directed me to report it back with two amendments, which when concurred in, they recommend its passage.

1st amendment—

"Strike out of section 1 the words "one hundred" and insert in lieu thereof the word "ten."

2d amendment—

Strike out section 2d.

Which report was concurred in, the amendments adopted, and  
The bill ordered to a third reading.  
By Mr. Miller,

MR. PRESIDENT :

I am directed by the committee on corporations to which was re-committed bill of the Senate No. 105 to report the same back with one section added thereto as an amendment in pursuance to the instructions of the Senate No. 4.

Amendment referred to—

"SECTION 4. The directors shall be liable for all the debts contracted by them and not paid in their corporate capacity; and the Legislature reserves the right to alter or amend this charter.

Which report was concurred in, and the amendment adopted.  
When,

On motion by Mr. Ellis,  
Said vote was reconsidered, and  
The bill and pending amendments were laid on the table.  
By Mr. McCarty,

MR. PRESIDENT :

The committee on corporations to whom was referred bill No. 167 to incorporate the Fort Wayne and Piqua plank road company, have had the same under consideration, and have made the following amendments, and have instructed me to recommend its passage.

Amend—

By striking out of the first section all after the enacting clause to the word “and” in the fifth line, and insert “that Michael Hedakin, Allen Hamilton, Samuel Hanna, John Hough, jr., Francis D. Laselle, Henry Rudisill, and Franklin P. Randall, of Allen county, Samuel L. Rugg, John K. Evans, and Joseph D. Nuttman, of Adams county.”

Strike out of 3d section from the word “county” in the 7th line to the word “aforesaid” in the 10th line and insert, “by way of Monmouth, Decatur, and Pleasant Mills.”

Which report was concurred in, the amendments adopted, and The bill ordered to be engrossed for a third reading.

On motion by Mr. Millikin,

The Senate reconsidered their vote on concurring in the report of the committee on corporations on Senate bill

No. 160. A bill to incorporate the Hamilton Manufacturing company ;

Which,

On motion by Mr. Millikin,

Was recommitted to the committee on corporations.

By Mr. Lyon,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the House No. 34, have had the same under consideration, and have directed me to report the same back with the following amendment.

Amendment referred to—

Strike out the 8th section of said bill and insert in lieu thereof the following :

SECTION —. Whenever the said bridge shall be completed the said corporation may erect a toll gate at either end thereof, and charge and receive such tolls as may be determined upon and directed by the Board of County Commissioners of White county ; and said Board of County Commissioners shall have the power at the end of every term of three years, from the establishment of said tolls, to revise and fix the amount of said tolls to be so received.

Which report was concurred in, the amendments adopted, and

The bill ordered to a third reading.

By Mr. McCarty,

MR. PRESIDENT :

The committee on corporations to whom was referred bill No. 87, “an act to incorporate the Logansport Insurance company,” have had the same under consideration, and have instructed me to report the following amendment and recommend its passage. The com-

mittee would further recommend that a bill be drawn for the Logan-sport Insurance company, after the form of the Lafayette one, except amendments here offered, so, instead of referring at all to Lafayette, its own location may be referred to as the origin.

Amendments referred to—

Strike out from section 1, last line, "two hundred thousand dollars" and insert "twenty thousand dollars."

And add—

"Except where taken in payment of a debt due said company by legal process or compromise ; and after so taken said company shall have power to hold and sell the same at private or public sale, and make all legal titles thereto, but if not sold at private sale within six months thereafter, said company shall cause the same to be offered at public sale, and shall give such notice, and be governed by the same regulations then and thereafter, as the State Bank of Indiana is now by law governed in respect to real estate taken by them in payment of debts.

So change the 13th section as to read as follows :

"That when said corporation shall have commenced business as aforesaid and shall grant any policies of insurance on any kind of property, real or personal, against loss by fire or any other cause, or risk on any goods, merchandize, or produce whether on the land or on the water, on any vessel or boats whatever or wherever they may be, on life or lives, it shall be lawful to charge such rate of premium as may be agreed upon by the parties ;

Which report was concurred in, the amendment adopted, and

The bill ordered to be engrossed for a third reading.

By Mr. Hanna,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the House No. 30, have had the same under consideration, and have directed me to report the same back with one amendment.

Amend as follows—

"Strike out the 4th section thereof."

Which report was concurred in, the amendment adopted, and

No. 30. A bill (of the House,) to amend an act entitled "an act to incorporate the Harrison, New Trenton, Rochester, and Brookville Turnpike company," approved January 1849 ;

Was ordered to a third reading.

## REPORTS FROM SELECT COMMITTEES.

By Mr. Harvey,

MR. PRESIDENT :

The select committee to which was referred the petition of John E. Johnson and others, praying the passage of an act to incorporate the town of Bellville in Hendricks county, and to prohibit the sale of ardent spirits in said town, have had the same under consideration, and instructed me to report the accompanying bill and recommend its passage. .

No. 225. A bill to incorporate the town of Bellville ;  
Was read a first time, and

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Harvey,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Garver,

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of the town of Noblesville, have had the same under consideration, and directed me to report the following bill and recommend its passage.

No. 226. A bill to incorporate the town of Noblesville ;  
Was read a first time and passed to a second reading.

By Mr. Reid, of U.,

MR. PRESIDENT :

The select committee, to whom were referred the memorials and petitions of sundry citizens of Wayne, Henry, Union, and Randolph Counties, praying for an amendment or repeal of the laws of this State which operate injuriously on the natural and civil rights of the colored population of Indiana, have had the same under consideration, and now beg leave most respectfully to make the following report :

The grand truths which are contained in the ever memorable Declaration of Independence which severed all connection between the government of Great Britain and our beloved country, being familiar to the memory of every American citizen, forced themselves upon our minds at the present time and demanded of us a full and fair investigation of and concerning the laws referred to in the nu-



merously signed petitions which lie before us, praying for either a repeal or an amelioration of the laws of this State made for the special government of the colored population—laws infringing some of the dearest and most sacred rights of man.

In presenting our views on this subject, we do so without any feeling of affection more than that which ought to warm the bosom of every lover of justice, of equal rights, and of true benevolence. These grand truths, first uttered by our revolutionary fathers in language not to be misunderstood by the British government, asserted and maintained the principles "*That all men are created free and equal; that they are endowed by their Creator with certain inalienable rights; that among these are life, liberty, and the pursuit of happiness;*" principles which every true American citizen is proud of, and which no man has been able successfully to contradict or deny. Such principles as these were made by the fathers of the revolution as the *basis* on which rested all their rights, CIVIL and POLITICAL; and on such principles they appealed to the supreme Judge of the world as the arbitrator between them and the proud mistress of the *sea*; appealed to that God, who knows the hearts of all men, for the rectitude of their intentions, and earnestly prayed and solicited the divine assistance and support in behalf of themselves and their beloved country, e'er they engaged in the fearful struggle which was to terminate either in all the horrors of defeat and slavery, or victory and National Independence.

Being deeply impressed with the importance of the subject before us, and believing that it is our duty to examine carefully the rights of our colored population, and the wrongs which our present laws are guilty of inflicting on this class of unfortunate persons; and turning our eyes back to the early formation of our Territorial Government, and the Ordinance of 1787, we cannot but admire the noble sentiments which animated the bosoms of those great Statesmen who introduced and carried out this celebrated ordinance, by which slavery and involuntary servitude are for ever prohibited within our State, otherwise than in the punishment of crimes. What is slavery? What is this dreadful evil, of which all mankind of every nation, and of every creed have been taught to fear and guard against?

From the earliest history of the world this principle has been gradually encroaching on the rights of man. Nation has risen against nation, and kingdom against kingdom, for the purpose of enslaving their fellow men, and whilst all denounce abstractly the *principle*, yet, alas! how few abstain from the practice. Slavery is the loss of each or all of the grand and inalienable rights of mankind, known as the *civil and natural rights of man*, and in proportion to the loss of our freedom, so is the *extent* of our *slavery*. Slavery, says Judge Mansfield in his decision in the celebrated *Sommerset* case, "Is of such a nature that it is incapable of being introduced upon reasons moral or political; it is so odious that nothing can be suffered to support it but positive law." *Loft's Reports*, 22, June

1772. See also the case of Cone ats. Pegg, Supreme Court of Penn., in support of this opinion.

If such is slavery, and if *positive law* is necessary to sustain this odious principle, certainly the sons of those men who reared the proud fabric of American Independence, whose rich heritage is the fertile valley of the Mississippi, and who are the guardians of the sacred temple of FREEDOM, will not continue to sustain principles so odious, or allow to remain unchanged statutes so unjust, but will, with the march of mind and spirit of improvement, if they cannot repeal all the laws which operate unjustly on our colored population. at least amend and ameliorate them in accordance with equity and prudence.

We do not consider it necessary to enter into any argument to show that the Negro, Mulatto, and Indian are men, and as such, entitled to all of their natural and civil rights, in as full power as any citizen of Indiana. The history of the world allow them this character, and has assigned to each his proper place in the rank of mankind. But were this denied, they are of themselves self evident proofs, developed in their physical formation, their mental abilities, the inherent principles of their nature, and the acknowledged admission of the civilized world.

The Declaration of Independence asserts that life, liberty, and the pursuit of happiness are among the *inalienable* rights of man. The right of life implies the right of protection by every power of law—the right of defending and preserving it when attacked or in danger—the right of appearing in courts of justice, and of testifying against the injurer of these rights, whether black or white, not only for ourselves, but for every member of our family.

The right of Liberty implies the right of motion, of emigration, of freedom from all illegal restraints, arrests, and imprisonments, and all other infringements of this natural right.

Happiness, that principle which is inherent to the human heart, which all men so ardently search after, and which all claim as their birth-right, the very essence of which is freedom, is denied to our colored population. They may deem themselves and family happy—they may fancy themselves and children secure under the protection of our laws, and may enjoy themselves and friends in their domestic circle in all their fancied security—but alas! such is not the fact; the spoiler may enter their family dwelling in any moment, and destroy the earnings of years, the virtue of their children, the peace of their homes—even life itself may be taken, and yet the colored man, so far as *he* is concerned, is powerless in the hands of his oppressor, and dare not appear against the spoiler of his happiness in our courts of justice, demanding redress of his wrongs, because that spoiler is a white man; and for this reason, and this alone, the evidence of the colored man is rejected, and the violator of the law goes unpunished and unwhipt of justice.

But let us examine the several acts in their order as they stand in the Statute Book, and see how far the colored population are

injured by their operation. On the 10th of February, 1831, an act was passed, and which still remains in force, concerning free Negroes and Mulattoes, servants and slaves, preventing them from emigrating to this State from any other, unless some white man shall give a bond of \$500 as security for their good behavior, &c. Under this law they are liable to be seized and put out of the State, to be sold out for six months to the highest bidder; and should any white person knowingly hire a colored man who had not given bond, he is liable to indictment and fine; but the rights of the slave owner are fully declared and secured.

Again, by the 251st section of chapter 40 of the Revised Statutes of 1843, all Negroes, Mulattoes, and Indians are prohibited from testifying in courts against white persons, and are only qualified when they testify against, or for, persons of their own color. A similar law to the above was some years ago in force in Ohio, and in a case then pending before the Supreme Court in that State, the civil consequences of the law, not only to the colored man, but to the white, were so strongly and vividly shown, that the court in delivering its opinion declared that it was not only a disgrace to the State, but to the age in which they lived, that such an act was found remaining on their Statute books; and in a year or two afterwards the law was repealed and stricken out. Another law which operates indirectly on the black man, and immediately on the white, is that found on page 984, chapter 53, section 115 of the Revised Statutes of 1843.

This law, whilst it appears on its face as an act of justice to our sister States of the South, is, in fact, evidently against the very first principles of humanity, the freedom of man, and strikes at the root of liberty. Many have supposed it to be unconstitutional; hence very few pay much attention to its penalties, until they find themselves entangled in its meshes, and when too late, have to pay a fine for fulfilling the dictates of human nature; thus turning the sympathies of our hearts and the benevolence of our minds into rods for our own punishment. We need only refer to the following decisions of the Supreme Court, confirming the constitutionality of the bond law, so odious as it *now* stands, as well as the penalties flowing from it for the violation thereof:—See 5 Blackford, State vs. Cooper 258, Baptiste vs. State 283, 8, Blackford, Hickland vs. State 365. Thus, by the operation of these laws, the three great *civil rights* of man are invaded and equal justice denied.

But some assert the principle that the colored population cannot remain with safety, either to themselves or to the white citizens, residents of our soil; that the mental superiority of the Caucasian will overshadow the inferior mind of the African, compelling him by the very force of natural law, to remain a slave.

Admitting the superiority of the former, we cannot deny the African the right of *civil protection*—that right which every enlightened and civilized government gives to her free residents—and as many of this class of persons have been born and raised among us, and



are natives of this country, whilst they remain here it is the duty of the State of Indiana to protect them as FREE men, and not as *slaves*. If we tax them and their property for the support of our government, we ought to yield them and their property all civil protection.

If they are ignorant and vicious, it is our duty to educate and reclaim them; for although by our political charter they are not of us, or members of our social circle, within the meaning of the law, yet they operate upon our people secretly and silently by their manners and conduct, and our children imbibe from them more or less of their virtue or vices. Hence the necessity of raising the character and education of the colored population, and of sustaining them in their civil and natural rights, as long as they remain among us.

The morality and intelligence of a nation are more noble and permanent monuments of true greatness than the triumphal arches of Rome, or the Mausolemic pyramids of Egypt; the first contain the very essence of undying glory—the last are but the crumbling monuments of an age that is past.

Your committee would further report, that they are informed, and have reason to believe, that not a State or Government in all America remains (except Indiana, Illinois, and Iowa,) claiming to be free sovereignties, cherishing freedom as one of the birth-rights of their people, in which the testimony or evidence of the colored race is not allowed in their courts of justice. Even in South Carolina, and the other slave-holding States of the Union, this class of persons are allowed to testify as witnesses for the State—a privilege which is denied them in the free State of Indiana.

Europe has long since repudiated the doctrine of the incompetency of the colored race, and now in England, France, Prussia, and Germany, the testimony of this class of persons goes to the court and jury, allowing them to judge of its truth and credibility, sustaining or rejecting it in the character and reputation of the man. But here in FREE and ENLIGHTENED INDIANA, on the soil covered by the famed ordinance of 1787—here, where Freedom hath built her altar, and where the talent and intelligence of the age are fast hastening; here, in this favored and beautiful country, the *curse* of slavery still rests, blighting and blasting the hopes and rights of the colored population, and treating them as if they still were slaves.

Your committee would further report, that some measure of relief ought to be granted to this class of persons; if not, that they are men paying taxes for the support of the Government like other men, and as such entitled to the protection of its laws; but because the spirit and intelligence of the age demands it; because three thousand of your fellow-citizens have asked by their petitions an amelioration of these laws at the present session, and because the grand truths which are contained in the great charter of American freemen, and found in the GREATER DECLARATION OF DIVINE AUTHORITY in the HOLY BIBLE, upon whose God our Fathers trusted in the awful struggle for our *national independence*, raise their voices against us



and say for their causes, soften the rigor of your laws, and let *my people be free*.

In accordance with these views, your committee report the annexed bill to the Senate, with the recommendation that the same be examined carefully by that honorable body, and enacted according to law ; not that your committee believe that the present bill is all that justice and equity demand, but that should it meet the favor of the General Assembly, it will to a certain extent afford protection to the lives and property of this class of persons, a protection of which they are unjustly deprived.

No. 227. A bill to amend the 257th section of chapter 40 of article 10 of the Revised Statutes of 1843 ;

Was read a first time and passed to a second reading.

When Mr. Garver moved that the report be laid on the table and 500 copies thereof be printed for the use of the Senate ;

When Mr. Miller moved to lay the motion as proposed by Mr. Garver on the table ;

And the ayes and noes being demanded by two Senators, were ordered.

*Those who voted in the Affirmative are,*

Messrs. Adams, Berry, Cassatt, Dole, Ellis, English, Graham, Hamrick, Hanna, Harvey, Hendricks, Houghton, Hubbard, Huffstetter, James, Lyon, Malott, Miller, Porter, Read of Clark, Rousseau, and Winstandley—22.

*Those who voted in the Negative are,*

Messrs. Brugh, Buckles, Cornett, Day, Dawson, Eddy, Evans, Garver, Hardin, Herod, Holloway, Kinnard, McCarty, Martin, Millikin, Montgomery, Morrison, Odell, Randall, Reid of Union, Teegarden, Walker, and Woods—23.

So the motion was not laid on the table.

Whereupon,

Mr. Holloway moved to amend the motion of Mr. Garver as follows :

“ To print 100 copies of Senate bill, No. 65. A bill for the relief of the colored population of this State ;”

When Mr. Ellis moved that the further consideration of the question under consideration be postponed until Monday two weeks ;

Pending which, and before the question was taken,

On motion by Mr. Holloway,

The Senate adjourned.

*Two o'clock, P. M.*

The Senate met.

On motion by Mr. Rousseau,

Leave of absence was granted to Mr. Martin from and after Saturday next.

On motion by Mr. Houghton,

The order of business was suspended ; and,

On leave, introduced the following bill :

No. 228. A bill making additional appropriations for the year 1850 upon the New Albany and Vincennes Turnpike Road ;

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Houghton, Ellis, Huffstetter, Morrison, Porter, and Winstandley.

Mr. Buckles asked and obtained leave to offer the following resolution :

*Resolved*, That the committee on finance be instructed to inquire into the expediency of amending the law fixing the penalty on lands sold for the non-payment of taxes, at fifty per cent., so as to reduce said penalty to twenty-five per cent. with leave to report by bill or otherwise.

Which was adopted.

Mr. Cassatt asked and obtained leave to introduce the following resolution :

*Resolved*, That the Secretary of State be requested to return to this Senate bill, No. 154, of the Senate, entitled "An act authorizing the construction of Plank Roads," approved Jan. 15, 1849.

Which was adopted.

The following message was received from the House of Representatives, by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 108. An act for the relief of William Sloan and Richard Sloan ;

No. 127. An act for the benefit of the Clark County Central Plank Road Company ;

No. 156. An act amending an act therein named ;

No. 161. An act to reduce the number of township trustees in the county of Grant ;

No. 148. An act to extend the provisions of an act therein named to the counties of Huntington and Whitley ;

No. 72. An act prohibiting the stretching of seines across Laughrey creek and other streams in the State of Indiana ;

No. 61. An act repealing an act therein named ;

No. 247. An act to legalize the acts of the several clerks of the Martin Circuit Court, heretofore done in relation to the duties of the office of County Auditor of the county of Martin, and for other purposes therein named ;

No. 28. An act to revive an act, approved January 13, 1845, to compel speculators to pay a road tax equal to that paid by actual settlers :

No. 118. An act in relation to public roads and highways in Bartholomew county ;

No. 131. An act to authorize William McDowell, of the county of Adams, to erect a mill-dam across the Wabash river in said county of Adams ;

No. 78. An act to legalize the settlement of the auditor and treasurer of Kosciusko county, for the financial year ending June, 1849, and for other purposes ;

No. 107. An act for the relief of Henry Berst and Titus G. Berst ;

No. 105. An act to vacate the alleys in the town of Cumberland ;

No. 104. An act to locate a State road in the counties of Howard and Miami ;

And also the following enrolled act of the Senate :

No. 38. An act to incorporate the Old School Presbyterian Church of Dunlapville, in the county of Union and State of Indiana ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the Speaker of the House has signed the following enrolled acts of the House :

No. 24. An act to incorporate the American Live Stock Insurance Company ;

No. 77. An act to amend the act to establish a free turnpike road in Adams county, approved January 13, 1845 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 72. An act for the relief of Herrman Henry Kluter and Frederick William Kluter, of the county of Ripley, Indiana ;

No. 67. An act to amend the act, entitled "An act to change the time of holding the probate court in Franklin county," approved Feb. 15, 1848 ;

No. 71. An act to amend an act, entitled "An act to amend an act, entitled an act to incorporate the Knightstown and Shelbyville Railroad Company," returned by the Governor to the Senate the 11th February, 1848 ;

No. 66. An act to amend an act entitled "An act to incorporate the Moscow and Blooming Grove Turnpike company," approved January 15, 1849 ;

No. 69. An act more effectually to enable the Trustees of the Harrison County Seminary to convey certain lots therein named ;

No. 21. An act to amend an act entitled "An act defining the duties of the treasurer, auditor, and supervisors of highways in the county of Dearborn," approved January 26, 1847 ;

No. 53. An act to amend section 82, chapter 6 of the Revised Statutes of 1843, extending the use of the State Library to professors and teachers ;

No. 54. An act extending the time of holding the sessions of the board of county commissioners of the county of Fountain ;

No. 33. An act to amend the 18th section of article 3, chapter 5 of the Revised Statutes of 1843 ;

No. 32. An act to extend the time of holding commissioners' court in Marion county ;

No. 81. An act authorizing the board doing county business for the county of Morgan to continue in session ten days at their March and June terms ;

No. 74. A joint resolution relative to a settlement of the accounts subsisting between this State and the General Government, relative to the three per cent. fund ;

No. 64. An act to extend the time of holding the sessions of the board of county commissioners of Montgomery county ;

No. 68. An act to amend an act entitled "An act to change the mode of electing grand jurors in the county of Orange ;" approved January 12, 1849 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :



MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 131. An act to enable the Indiana yearly meeting of the religious society of Friends to receive, hold, manage, appropriate, and dispose of property for religious, educational, charitable, and benevolent purposes.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 61. An act for the relief of the heirs of William Shultz, deceased.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate.

No. 62. An act to amend an act entitled "An act to increase and extend the benefits of Common Schools," approved January 17, 1849.

No. 193. A joint resolution awarding the thanks of the General Assembly of the State of Indiana to Mrs. Monimia Boyd, for her valuable present of a painting called "A Hoosier's Nest."

No. 168. An act authorizing the vacation of a part of the State road leading from Fort Wayne to Lima, and for other purposes.

No. 83. An act to consolidate and publish in one act the several acts, and parts of acts, that now incorporate the Madison and Napoleon turnpike company.

No. 19. An act to amend an act entitled "An act to authorize a company to construct a turnpike road from the point where the present State road from Oxford to Connersville, crosses the State line, Ohio and Indiana, to Connersville.

No. 14. An act to amend an act to incorporate Anderson's Collegiate Institute.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions thereof:

No. 13. An act in relation to witness fees.

No. 33. An act to repeal an act entitled "An act to amend the statute providing for taking a change of venue in criminal cases."

No. 45. An act to amend the 43d section of the revised road law of 1849.

No. 49. An act extending the jurisdiction of Notaries Public.

No. 50. An act to reduce the fees of the clerk of the Probate Court of Knox county.

No. 51. An act to restrict the grand jury in Franklin county to a limited time in their sessions.

No. 55. An act to provide for the payment of jury fees in civil cases, in the Allen Circuit Court.

No. 67. A joint resolution in relation to soldiers of the war with Great Britain.

No. 79. A joint resolution relative to using the lash in the United States Navy.

No. 80. A joint resolution relating to the bounty land, and three months extra pay of deceased officers, musicians, and privates engaged in the war against Mexico.

No. 83. A joint resolution in relation to a mail route from Stilesville in Hendricks county, to Gosport in Owen county, in the State of Indiana.

No. 89. An act incorporating the Grand Royal Arch Chapter of the State of Indiana.

No. 99. An act to amend an act entitled "An act to re-charter Hanover College."

No. 94. An act to reduce the fees and emoluments of the Auditor and Treasurer of Steuben county.

No. 96. An act to amend "An act to incorporate the Logansport and Rochester Michigan Road Company," approved January 15, 1846.

No. 99. An act fixing the salaries of the Auditor and Treasurer of Allen county.

No. 101. An act to change the time of holding the board of equalization in the county of Warren.

No. 102. An act to appropriate part of the school funds in the county of Warren.

No. 106. An act for the better improvements of roads in the county of Grant.

No. 110. A joint resolution on the subject of the completion of the Michigan City harbor.

No. 111. A joint resolution relative to the claim of Col. Francis Vigo, late a citizen of Knox county, Indiana.

No. 113. An act to amend an act entitled "An act to incorporate the Liberty and Brownsville Turnpike Company," approved February 12, 1848.

No. 114. An act to incorporate the Jasper Plank Road Company.

No. 122. An act for the relief of William Northern.

No. 125. An act to extend the privileges of the State Library.

No. 129. An act to increase the fees of jurors before Probate Courts.

No. 132. An act to repeal the sixty-first section of "An act to provide for the continuation of the construction of all or any part of the public works of this State by private companies, and for abolishing the board of internal improvements, the offices of Fund Commissioner and Chief Engineer," approved January 28, 1842.

No. 133. An act to incorporate the Spring Creek and Tippecanoe Bridge Company.

No. 134. An act to authorize the citizens of Adams county to vote for or against the re-location of the county seat of said county.

No. 136. A joint resolution in relation to publishing an act therein named.

No. 137. A joint resolution on the subject of the United States surrendering State bonds.

No. 147. An act to amend an act entitled "An act granting to the citizens of the town of Aurora, in the county of Dearborn, a city charter," approved February 14, 1848.

No. 150. An act to exempt from the payment of State and county tax, the Olive Branch Church, in Jefferson county.

No. 159. An act to locate a State road in the counties of Miami and Wabash.

No. 162. An act providing for publishing notice of the time and place of sale of delinquent lands in the county of Steuben.

No. 163. An act providing for the sale of the school section in congressional township No. 26 north, of range three west, lying in the counties of White and Carroll.

No. 164. A joint resolution in relation to establishing a bureau of agriculture in the department of the interior, at Washington.

No. 166. An act regulating the mode of selecting and summoning petit jurors in the county of Martin.

No. 167. An act to incorporate the Tippecanoe horse thief detecting company.

No. 168. An act to incorporate the Evangelical Lutheran St. Johns Church, in Dearborn county.

No. 169. A joint resolution in relation to donating the public lands to actual settlers.

No. 172. An act to amend the city charter of the city of Madison, approved February 14, 1848.

No. 173. An act to amend the ninth section of an act entitled "An act to increase and extend the benefits of common schools," approved January 17, 1849.

No. 174. An act to authorize the commissioners of Carroll county to employ a physician for the poor.

No. 178. An act to incorporate "the Goodwin Female Institute, of Lafayette."

No. 210. An act to incorporate the Terre Haute Insurance Company.

No. 215. An act to compel non-residents to pay a road tax equal to that paid by residents, in the county of Whitley.

No. 223. An act to vacate an alley in Greencastle.

No. 231. An act to regulate the manner of doing business in the Jasper Probate Court.

No. 234. An act relative to the Union Plank Road, in Laporte county.

No. 238. An act to amend a certain act therein named.

No. 249. An act to authorize James Taylor to erect a mill dam across the Salamony river, in Huntington county.

No. 265. An act to provide for electing supervisors by districts in the counties of Boone, Delaware, Huntington, Whitley, Parke, and Posey.

In all which the concurrence of the Senate is respectfully requested.

And bill in said message entitled :

No. 13. A bill in relation to witness fees ;

Was read a first time and passed to a second reading.

And bill in said message entitled :

No. 33. A bill to repeal an act entitled "An act to amend the statute providing for taking a change of venue in criminal cases ;"

Was read a first time and passed to a second reading.

And bill in said message entitled :

No. 45. A bill to amend the 43d section of the revised road law of 1849 ;

Was read a first time, and passed to a second reading.

And bill in said message entitled :

No. 49. A bill extending the jurisdiction of Notaries public ;

Was read a first time and passed to a second reading.

And bill in said message entitled :

No. 50. A bill to reduce the fees of the Clerk of the Probate Court, of Knox county ;

Was read a first time, and passed to a second reading.



And bill in said message entitled :

No. 51. A bill to restrict the grand jury in Franklin county to a limited time in their sessions ;

Was read a first time and passed to a second reading.

And bill in said message entitled :

No. 55. A bill to provide for the payment of jury fees in civil cases, in the Allen Circuit Court ;

Was read a first time and passed to a second reading.

And joint resolution in said message entitled :

No. 67. A joint resolution in relation to soldiers of the war with Great Britain ;

Was read a first time, and passed to a second reading.

And joint resolution in said message entitled :

No. 79. A joint resolution relative to using the lash in the United States Navy ;

Was read a first time, and passed to a second reading.

And joint resolution in said message entitled,

No. 80. A joint resolution relating to the bounty land and three months extra pay of deceased officers, musicians, and privates, engaged in the war against Mexico ;

Was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 83. A joint resolution in relation to a mail route from Stilesville in Hendricks county, to Gosport in Owen county, in the State of Indiana ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 89. A bill incorporating the Grand Royal Arch Chapter of the State of Indiana ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 90. A bill to amend an act entitled "an act to re-charter Hanover College ;"

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 94. A bill to reduce the fees and emoluments of the Auditor and Treasurer of Steuben county ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 96. A bill to amend an act to incorporate the Logansport and Rochester Michigan Road Company, approved January 15th, 1846 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time ; and,

Referred to a select committee, consisting of

Messrs. Reid of U., Walker, and Cassatt.

And bill in said message entitled,

No. 99. A bill fixing the salaries of the Auditor and Treasurer of Allen county ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 101. A bill to change the time of holding the board of equalization in the county of Warren ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 102. A bill to appropriate part of the school funds in the county of Warren ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 106. A bill for the better improvement of roads in the county of Grant ;

Which was read a first time, and,

On motion by Mr. Buckles,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Messrs. Buckles, Porter, and Lyon.

And joint resolution in said message entitled,

No. 110. A joint resolution on the subject of the completion of the Michigan City Harbor ;

Was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 111. A joint resolution relative to the claim of Col. Francis Vigo, late a citizen of Knox county, Indiana ;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and

On motion by Mr. Ellis,

The rules were further suspended, the bill read a third time and passed.

And bill contained in said message entitled,

No. 113. A bill to amend an act entitled "an act to incorporate the Liberty and Brownsville Turnpike Company," approved Feb. 12, 1848 ;

Which was read a first time, and,

On motion by Mr. Reid of Union,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Reid of U., Hubbard, and Holloway.

And bill contained in said message entitled,

No. 114. A bill to incorporate the Jasper Plank Road Company ;

Which was read a first time and passed to a second reading.

And bill contained in said message entitled,

No. 122. A bill for the relief of William Nothern ;

Which was read a first time and passed to a second reading.

And bill contained in said message entitled,

No. 122. A bill to extend the privileges of the State Library;  
Was read a first time. and passed to a second reading.

And bill in said message entitled,

No. 129. A bill to increase the fees of jurors before probate courts;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 132. A bill to repeal the sixty-first section of an "act to provide for the continuation of the construction of all or any part of the public works of this State by private companies, and for abolishing the Board of Internal Improvements, and the offices of Fund Commissioner and Chief Engineer," approved January 28th, 1842;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 133. A bill to incorporate the Spring Creek and Tippecanoe Bridge Company;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 134. A bill to authorize the citizens of Adams county to vote for or against the re-location of the county-seat of said county;

Which was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 136. A joint resolution in relation to publishing an act therein named;

Was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 137. A joint resolution on the subject of the United States surrendering State bonds;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 147. A bill to amend an act entitled "an act granting to the citizens of the town of Aurora, in the county of Dearborn, a city charter," approved February 14th, 1848;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 150. A bill to exempt from the payment of State and County tax, the Olive Branch Church in Jefferson county:

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 159. A bill to locate a State Road in the counties of Miami and Wabash;

Which was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 162. A bill providing for publishing notice of the time and place of sale of delinquent lands in the county of Steuben;

Which was read a first time, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of  
Messrs. Dawson, Berry, and Sleeth.

And bill in said message entitled,

No. 163. A bill providing for the sale of the school section in congressional township No. 26, north of range 3 west, lying in the counties of White and Carroll;

Which was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 164. A joint resolution in relation to establishing a Bureau of Agriculture in the Department of the Interior at Washington;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 166. A bill regulating the mode of selecting and summoning petit jurors in the county of Martin;

Was read a first time, and passed to a second reading.

And bill in said message, entitled,

No. 167. A bill to incorporate the Tippecanoe Horse Thief detecting Company;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 168. A bill to incorporate the Evangelical Lutheran St. John's Church, in Dearborn county;

Was read a first time, and passed to a second reading.

And joint resolution in said message entitled,

No. 160. A joint resolution in relation to donating the public lands to actual settlers;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 172. A bill to amend the city charter of the city of Madison, approved February 15th, 1848;

Which was read a third time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Hendricks, Hubbard, and Reid of U.

And bill in said message entitled,

No. 173. A bill to amend the ninth section of an act entitled "an act to increase and extend the benefits of common schools," approved January 17th, 1849;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 174. A bill to authorize the commissioners of Carroll county to employ a physician for the poor;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 178. A bill to incorporate the Goodwin Female Institute of Lafayette;

Was read a first time, and passed to a second reading.

And bill in said message entitled,



No. 210. A bill to incorporate the Terre Haute Insurance company ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and  
Referred to the committee on corporations.

And bill in said message entitled,

No. 215. A bill to compel non-residents to pay a road tax equal to that paid by residents, in the county of Whitley ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 223. A bill to vacate an alley in Greencastle ;

Was read a first time, and passed to a second reading.

And bill in said message, entitled,

No. 231. A bill to regulate the manner of doing business in the Jasper Probate Court,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 234. A bill relative to the Union Plank Road in Laporte county,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 238. A bill to amend a certain act therein named,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 249. A bill to authorize James Taylor to erect a mill-dam across the Salamony river, in Huntington county,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 265. A bill to provide for electing supervisors of districts in the counties of Boone, Delaware, Huntington, Whitley, Parke, and Posey,

Was read a first time and passed to a second reading.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have passed the following engrossed bills thereof:

No. 135. An act regulating the pay of the probate judge of Vanderburgh county ;

No. 186. An act to change the name of Emanuel Pidcock ;

No. 190. An act for the relief of Catharine Schnell and Dorothy Debler (wife of Louis Debler) of Vanderburgh county ;

No. 194. An act to authorize Joseph A. Williams and John Morgan to erect and maintain a mill-dam across the Wabash river, at or near Bluffton in Wells county ;

No. 205. An act to amend an act entitled "an act to incorporate the Terre Haute and Richmond Railroad Company," approved January 26, 1847 ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 135. A bill regulating the pay of the probate judge of Vanderburgh county,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 186. A bill to change the name of Emanuel Pidcock,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message, entitled,

No. 190. A bill for the relief of Catharine Schnell and Dorothy Debler, wife of Louis Debler, of Vanderburgh county,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 194. A bill to authorize Joseph A. Williams and John Morgan to erect and maintain a mill-dam across the Wabash river, at or near Bluffton in Wells county,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 205. A bill to amend an act entitled "an act to incorporate the Terre Haute and Richmond Railroad Company," approved January 26, 1847,

Was read a first time, and,

On motion by Mr. Holloway,

The rules were suspended, the bill read a second time, and referred to a select committee, consisting of

Messrs. Holloway, Hamrick, Hanna, McCarty, Walpole, Evans, and Harvey.

Also, the following message from the House of Representatives was received, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate, with sundry amendments thereto :

No. 5. An act defining the duties of auditor and treasurer of the county of Delaware ;

No. 25. An act to extend the time of holding the circuit court in and for the county of Henry ;

In which amendments the concurrence of the Senate is respectfully requested.

On motion,

The Senate concurred in the engrossed amendment of the House, to the said engrossed bill of the Senate, entitled,

No. 5. A bill defining the duties of auditor and treasurer of the county of Delaware.

And also,

On motion,

The Senate concurred in the engrossed amendments of the House to the engrossed bill of the Senate, entitled,

No. 25. A bill to extend the time of holding the circuit court in and for the county of Henry.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate, with sundry amendments thereto :

No. 22. An act to amend the charter of the Rushville and Shelbyville Railroad Company ;

No. 28. An act to regulate and change the mode of selecting petit jurors in Laporte county ;

In which amendments the concurrence of the Senate is respectfully requested.

On motion,

The Senate concurred in the engrossed amendment of the House to engrossed bill of the Senate, entitled,

No. 22. A bill to amend the charter of Rushville and Shelbyville Railroad Company.

Also,

On motion,

The Senate concurred in the engrossed amendments of the House to the engrossed amendments of the Senate, entitled,

No. 28. A bill to regulate and change the mode of selecting petit jurors in Laporte county.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 258. An act to incorporate the Western Plank Road Company ;

No. 203. An act for the relief of Montgomery county ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,  
No. 258. A bill to incorporate the Western Plank Road Company,

Was read a first time and passed to a second reading.

And bill in said message entitled.

No. 303. A bill for the relief of Montgomery county ;

Was read a first time, and

On motion by Mr. Allen,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Allen,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

*Resolved*, That this House will, the Senate concurring therein, go into the election of State Printer on Thursday next at 10 o'clock, A. M.

In which the concurrence of the Senate respectfully requested.

And,

On motion by Mr. Reid,

The Senate reciprocated the same.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate with one amendment :

No. 99. An act to amend the charter of the Indianapolis and Bellefontaine Railroad company.

In which amendment the concurrence of the Senate is respectfully requested.

And,

On motion,

The Senate concurred in the engrossed amendment of the House to the said engrossed bill of the Senate.

The following message was received from the House of Representatives by Mr. Lord, their clerk :



MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

- No. 199. An act for the benefit of Lewis Chappell ;
- No. 202. An act for the relief of Cain Dockry ;
- No. 206. An act defining the duties of county treasurers in several counties therein named ;
- No. 207. An act for the relief of Hannah S. Martin ;
- No. 208. An act to repeal an act therein named concerning sheriffs so far as the same relates to the county of Martin ;
- No. 218. An act to locate a State road between the counties of Vigo and Clay ;
- No. 219. An act concerning the duties of county treasurer of the counties of Kosciusko and Knox ;
- No. 304. An act to provide for carrying the unpaid taxes of 1847 and the delinquent taxes of previous years, on the tax list of 1850, in the County of Adams.

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 199. A bill for the relief of Lewis Chappell ;  
Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 202. A bill for the relief of Cain Dockry ;  
Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 206. A bill defining the duties of county treasurers in several counties therein named ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 207. A bill for the relief of Hannah S. Martin ;  
Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 208. A bill to repeal an act therein named concerning sheriffs so far as the same relates to the county of Martin ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 218. A bill to locate a State road between the counties of Vigo and Clay ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 219. A bill concerning the duties of the county treasurers of the counties of Kosciusko and Knox ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 304. A bill to provide for carrying the unpaid taxes of 1847 and the delinquent taxes of previous years on the tax list of 1850, in the county of Adams ;

Was read a first time and passed to a second reading.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate with sundry amendments thereto :

No. 29. An act to amend an act to incorporate the Central Plank Road company ;

No. 80. An act to extend the powers of the president and trustees of the town of Columbus ;

In which amendments the concurrence of the Senate is respectfully requested.

When Mr. Hamrick moved that the Senate concur in the engrossed amendment of the House to the engrossed bill of the Senate

No. 29. A bill to amend an act to incorporate the Central Plank Road company ;

When Mr. Hanna moved that the Senate concur, with the following amendment :

"That said corporation may be permitted to build a single, instead of a double track road ; and that they may be permitted to strike dividends not exceeding 16 per cent. profits upon the sums actually expended ; and the balance that may be received upon said road by said company, if any, over and above the 16 per cent. shall be paid into the State Treasury, and shall form and constitute a fund for the encouragement of Geological researches in this State."

When Mr. Hamrick moved to lay the amendment as proposed by Mr. Hanna on the table.

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Buckles, Cassatt, Conduit, Cornett, Day, Dole, Eddy, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Kinnard, McCarty, Martin, Millikin, Morrison, Odell, Randall, Reid of U., Rousseau, Sleeth, and Winstandley.  
—29.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Dawson, Ellis, English, Graham, Hanna, Hardin, James, Lyon, Malott, Miller, Montgomery, Porter, Read of C., and Woods.—17.

So the amendment was laid on the table.

Whereupon, Mr. Hanna moved that the Senate concur in the engrossed amendments of the House, to the said engrossed bill of the Senate, with the following amendment :

That said corporation shall not be permitted to strike dividends exceeding 16 per cent. upon the amount actually expended, until said road is completed and in good repair, but the sums over and above 16 per cent., shall be invested in stock for the use of the person entitled thereto and in his name, that the tolls, stock, and all other means received by said company, as fast as they are so received, shall be, by said company appropriated towards the construction, repair, and completion of said work. And that said company shall not be permitted to loan money to a director, stockholder, or any other person, nor shall any officer or stockholder of said company be permitted to use the funds thereof, for his own private purpose.

Whereupon, Mr. Harvey moved to lay the said amendment proposed by Mr. Hanna, on the table,

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, McCarty, Martin, Milliken, Odell, Rousseau, Teegarden, and Walpole—21.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Brugh, Dawson, Eddy, English, Evans, Garver, Graham, Hanna, Hardin, Huffstetter, James, Lyon, Malott, Miller, Montgomery, Morrison, Porter, Randall, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods—27.

So the amendment was not laid on the table.

And the question being on the adoption of the amendment,

When Mr. Read of C., moved to lay the bill on the table ;

Which was decided in the negative.

When Mr. Conduit moved the previous question, and it was seconded ;

And the question being, shall the main question be now put ?

And the ayes and noes being demanded by two Senators, they were ordered :

*Those who voted in the affirmative are,*

Messrs. Brugh, Cassatt, Conduit, Cornett, Day, Dole, Eddy, Gar-

ver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinnard, McCarty, Martin, Milliken, Odell, Read of C., Reid of U., Rousseau, Sleeth, Teegarden, Walker, Walpole, and Woods—31.

*Those who voted in the negative are,*

Messrs. Allen, Berry, Ellis, English, Hanna, Hardin, Lyon, Malott, Miller, Montgomery, Morrison, Porter, and Randall—13.

So the Senate decided that the main question be now put ;

The main question being, will the Senate concur in the engrossed amendments of the House to the said engrossed bill of the Senate?

And the ayes and noes being demanded by two Senators they were ordered :

*Those who voted in the affirmative are,*

Messrs. Allen, Brugh, Cassatt, Conduit, Cornett, Day, Dole, Eddy, Ellis, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinnard, Malott, McCarty, Martin, Milliken, Montgomery, Odell, Porter, Randall, Read of C., Reid of U., Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods.—40.

*Those who voted in the negative are,*

Messrs. Garver, Hanna, Lyon, Miller, and Morrison—5.

So the Senate concurred in the engrossed amendments of the House to said engrossed bill of the Senate, entitled,

No. 29. A bill to amend an act to incorporate the Central Plank Road Company ;

And also,

On motion,

The Senate concurred in the engrossed amendments of the House to engrossed bill of the Senate, entitled,

No. 80. A bill to extend the powers of the President and Trustees of the town of Columbus.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions thereof :

No. 123. An act amending section 48, 49, and 50, of chap. 29, of revised statutes of 1843.



No. 153. An act to amend section 141, of chap. 35, of the revised laws of 1843, relating to the duties of overseers of the poor.

No. 154. An act to amend an act, entitled "An act authorising the construction of Plank Roads," approved January 15, 1849.

No. 155. An act to amend an act providing for the selection of grand and petit jurors.

No. 157. An act to amend section 100, of chapter 12, of the revised statutes of 1843.

No. 183. An act to regulate grand and petit jurors' fees, in the county of Adams, and other counties therein named.

No. 184. An act to amend the charter of the city of Evansville.

No. 185. An act to change the time of holding the April terms of the commissioners' court of Jefferson county.

No. 187. An act to amend the 14th section of the revised road law of 1849.

No. 188. An act in relation to the change of names.

No. 191. An act relating to the Sullivan county library.

No. 192. An act to confirm the Angola Plank Road Company.

No. 193. An act to regulate the per diem allowance for work done on the public highways in Adams county, and other counties therein named.

No. 198. An act to extend the time of holding county courts in Perry county.

No. 200. An act to authorise Isaac Wilcox to construct a bridge or culvert over a State road in the county of Morgan, therein described.

No. 201. An act to repeal the 4th and 5th sections of an act to improve the roads in Center township, in the county of Dearborn, approved January 18, 1847.

No. 209. An act relative to the seminary of Sullivan county.

No. 211. An act relative to the board of commissioners of Franklin county.

No. 213. An act to legalize the acts of commissioners appointed to locate a road in the counties of Fountain and Tippecanoe.

No. 214. An act to repeal an act therein named.

No. 217. An act to explain sections 8, 14, and 130, of an act therein named.

No. 220. A joint resolution in relation to the barbarous, cruel, and inhuman treatment of Hungary, by the Austrian Government.

No. 252. An act relative to a receiver in chancery, in the county of St. Joseph.

No. 257. An act to incorporate the Harrison and Boardman Turnpike Road Company.

No. 282. A joint resolution providing for the purchase of land for the Deaf and Dumb Asylum.

No. 284. An act to incorporate the Rising Sun and Versailles Turnpike Company.

No. 288. An act for the relief of Nehemiah Cheesman, of Wayne county.

No. 289. An act for the more speedy completion of the Indiana Hospital for the Insane.

No. 300. An act relative to the field notes, maps, records, and other papers appertaining to land titles within the State of Indiana.

No. 301. An act to incorporate the Danville, North Salem, and Crawfordsville Plank Road Company.

No. 305. An act for an appropriation for a State Fire Engine for the use of the State Prison.

In all which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 123. A bill amending sections 48, 49, and 50, of chapter 29, of the revised statutes of 1843 ;

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 153. A bill to amend section 141, of chapter 35, of the revised laws of 1843, relating to the duties of overseers of the poor ;

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 154. A bill to amend an act entitled "An act authorising the construction of Plank Roads," approved January 15, 1849 ;

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 155. A bill to amend an act providing for the selection of grand and petit jurors ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 157. A bill to amend section 100 of chapter 12 of the Revised Statutes of 1843 ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 183. A bill to regulate grand and petit jurors' fees in the county of Adams, and other counties therein named ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, when, Mr. Graham moved to amend as follows :

Strike out from the bill "Spencer county " wherever it occurs ;

Which amendment was adopted.

Whereupon,

Mr. Brugh moved to amend as follows :

Strike out from the bill "Blackford county " wherever it occurs ;

Which amendment was adopted.

And,

On motion by Mr. Garver,

The bill was referred to a select committee consisting of

Messrs. Garver, Graham, and Hardin.

And bill in said message entitled,

No. 184. A bill to amend the charter of the city of Evansville ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 185. A bill to change the time of holding the April terms of the commissioners' court of Jefferson county ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 187. A bill to amend the 14th section of the Revised Road Law of 1849 ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 188. A bill in relation to the change of names ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 191. A bill relating to the Sullivan county library ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 192. A bill to confirm the Angola Plank Road company ;

Was read a first time, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Messrs. Dawson, Eddy, and Sleeth.

And bill in said message entitled,

No. 193. A bill to regulate the per diem allowance for work done on the public highways in Adams county, and other counties therein named ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 198. A bill to extend the time of holding county courts in Perry county ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 200. A bill to authorize Isaac Wilcox to construct a bridge or culvert over a State road, in the county of Morgan, therein described ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 201. A bill to repeal the 4th and 5th sections of an act to improve the roads in Center township, in the county of Dearborn, approved January 18, 1847 ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 209. A bill relative to the Seminary of Sullivan county ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 211. A bill relative to the board of commissioners of Franklin county ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 213. A bill to legalize the acts of commissioners appointed to locate a road in the counties of Fountain and Tippecanoe ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 214. A bill to repeal a certain act therein named ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 217. A bill to explain sections 8, 14, and 130, of an act therein named ;

Was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 220. A joint resolution in relation to the barbarous, cruel, and inhuman treatment of Hungary by the Austrian Government ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 252. A bill in relation to a receiver in chancery in the county of St. Joseph ;

Was read a first time, and,

On motion by Mr. Eddy,

The rules were suspended, the bill read a second time, and

Referred to the judiciary committee.

And bill in said message, entitled

No. 257. A bill to incorporate the Harrison and Boardman Turnpike Road Company ;

Was read a first time and passed to a second reading.

And joint resolution in said message, entitled

No. 282. A joint resolution providing for the purchase of land for the Deaf and Dumb Asylum ;

Was read a first time and passed to a second reading.

And bill in said message, entitled

No. 284. A bill to incorporate the Rising Sun and Versailles Turnpike Company ;

Was read a first time and passed to a second reading.

And bill in said message, entitled

No. 288. A bill for the relief of Nehemiah Cheesman, of Wayne county ;

Was read a first time and passed to a second reading.

And bill in said message, entitled

No. 289. A bill for the more speedy completion of the Indiana Hospital for the Insane ;

Was read a first time, and,

On motion by Mr. Sleeth,

The rules were suspended, the bill read a second time, and

Referred to the committee on benevolent institutions.

And bill in said message, entitled



No. 300. A bill relative to the field notes, maps, records, and other papers appertaining to land titles within the State of Indiana ;

Was read a first time and passed to a second reading.

And bill in said message, entitled

No. 301. A bill to incorporate the Danville, North Salem, and Crawfordsville Plank Road Company ;

Was read a first time, and,

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs, Harvey, Allen, and Montgomery.

And bill in said message, entitled

No. 305. A bill for an appropriation for a State Fire Engine for the use of the State Prison ;

Was read a first time, and,

On motion by Mr. Read of Clark,

The rules were suspended, the bill read a second time, and,

Referred to the committee on the State Prison.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House :

No. 20. An act for the improvement of highways in the county of Boone ;

With sundry amendments thereto.

In which the concurrence of the Senate is respectfully requested.

When,

On motion,

The Senate concurred in the engrossed amendments of the House to the said engrossed bill of the House, entitled

No. 20. A bill for the improvement of highways in the county of Boone.

On motion by Mr. Hubbard,

The order of business was suspended, and leave given to introduce bills.

#### BILLS INTRODUCED.

By Mr. Rousseau,

No. 229. A bill to incorporate the White River Railroad Company ;

Which was read a first time, and,

On motion by Mr. Rousseau,

The rules were suspended, the bill read a second time, and  
Referred to the committee on corporations.

By Mr. Garver,

No. 230. A bill to amend an act, entitled "An act to compel  
speculators to pay a road tax equal to that paid by actual settlers,  
in Tipton county ;"

Which was read a first time, and,

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Garver,

The rules were further suspended, the bill considered as en-  
grossed, read a third time, and passed.

By Mr. Millikin,

No. 231. A bill for the relief of Mary Huffinan ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time, and

Referred to the judiciary committee.

By Mr. Cassatt,

No. 232. A bill to legalize the sale of lot No. 85, in the town of  
Wabash, in Wabash county ;

Which was read a first time, and

On motion by Mr. Cassatt,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Cassatt,

The rules were further suspended, the bill considered as en-  
grossed, read a third time, and passed.

By Mr. Hendricks,

No. 233. A bill to amend an act, entitled "An act to incorpo-  
rate the Madison, Lexington, and Brownstown Turnpike Com-  
pany ;"

Which was read a first time and passed to a second reading.

By Mr. Berry,

No. 234. A bill to incorporate the Mixerville Turnpike Com-  
pany ;

Which was read a first time and passed to a second reading.

By Mr. Morrison,

No. 235. A bill to incorporate the Presbyterian Female College,  
in the county of Washington ;

Which was read a first time, and,

On motion by Mr. Morrison,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Randall,

No. 236. A bill changing the time of holding the probate court  
of Allen county ;

Which was read a first time and passed to a second reading.

By Mr. Evans,

No. 237. A bill regulating the jurisdiction of justices of the peace in the county of Henry ;

Which was read a first time and passed to a second reading.

By Mr. Dole,

No. 238. A bill supplemental and declaratory of the meaning of the act entitled, "an act to define the jurisdiction of justices of the peace in Vermillion county ;"

Which was read a first time, and passed to a second reading.

By Mr. Harvey,

No. 239. A bill to amend an act regulating the fees and salaries of the several officers and persons therein named, approved, February 7th, 1831 ;

Which was read a first time and passed to a second reading.

By Mr. Herod,

No. 240. A bill in relation to the sale of incorporation bonds ;

Which was read a first time and passed to a second reading.

By Mr. Ellis,

No. 241. A bill to amend the practice in the circuit courts ;

Which was read a first time and passed to a second reading.

By Mr. McCarty,

No. 242. A bill for the relief of the estate of Noah Noble, deceased ;

Which was read a first time and passed to a second reading.

By Mr. Teegarden,

No. 243. A bill to correct a mistake in the act relative to plank roads ;

Which was read a first time and passed to a second reading.

By Mr. McCarty,

No. 244. A bill to provide for a general index of deeds in Marion county ;

Which was read a first time and passed to a second reading.

By Mr. Randall,

No. 245. A bill to amend an act entitled, "An act to incorporate the Fort Wayne and Bluffton Turnpike company ;"

Which was read a first time and passed to a second reading.

Mr. Hubbard from the committee on enrolled bills, made the following report :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate Nos. 52, 141, 130, 121, 77, 26, 164, 157, 89, 67, 58, 44, 148, 106, 96, 38, 37, 194, 90, 163, 21, 71, 68, 72, 74, 81, 168, 193, 19, 32, 33, 50, 53, 61, 14, 62, 64, 66, and 69, with the engrossed and find them correctly enrolled.

The following message was received from his Excellency the Governor, by Mr. Tarkington, the Executive Messenger :

MR. PRESIDENT :

I am directed by the Governor to inform the Senate, that he has approved and signed the following bills to-wit :

No. 77. A bill to amend the charter of the Columbus, Nashville, and Bloomington Railroad Company ;

No. 38. An act to incorporate the Old School Presbyterian Church of Dunlapsville, in the county of Union, and State of Indiana ;

All of which originated in Senate.

The President laid before the Senate the following communication from His Excellency the Governor :

EXECUTIVE DEPARTMENT, }  
January 2, 1850. }

*Gentlemen of the Senate :*

In answer to your resolution of inquiry of the 29th of December, requesting me to inform the Senate of the several vacancies in the Board of Trustees of the Indiana Hospital for the Insane, that are to be supplied by the election of the present General Assembly, I beg leave to say there are three vacancies in said board ; one by the expiration of the term of service of John S. Bobbs, whose term expires on the 13th day of January, 1850, and two vacancies by the expiration of the term of office of James Blake and John Wilkins, who received their appointments from the Governor in consequence of the failure to elect by the last Legislature.

Respectfully,

JOSEPH A. WRIGHT.

On motion by Mr. Holloway,  
The Senate adjourned.

THURSDAY MORNING, JANUARY 3d, 1849. <sup>50</sup>

The Senate met.

On motion by Mr. Holloway,  
The reading of the journal was dispensed with.

The President laid before the Senate, a communication from John R. Elder, on the subject of State Printing.



## PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. McCarty,

The petition from Madison Hume and others, on the subject of temperance ;

Which,

On motion by Mr. McCarty,

Was referred to the same select committee to which similar petitions had been referred, consisting of Messrs. Millikin, &c.

By Mr. Garver,

The petition of Urban McKinsey and others, for a road ;

Which,

On motion by Mr. Garver,

Was referred to a select committee, consisting of Messrs. Garver, Kinnard, and Walker.

By Mr. Hendricks,

The petition of Irena M. Judkins, to change the names of her children therein named ;

Which,

On motion by Mr. Hendricks,

Was referred to a select committee, consisting of Messrs. Hendricks, Hubbard, and Holloway.

On motion by Mr. Cornett,

The order of business was suspended, and, on leave granted, introduced the following bill :

§ No. 246. A bill to provide for the registration of births, deaths, and marriages ;

Which was read a first time and passed to a second reading.

## REPORTS FROM STANDING COMMITTEES.

§ By Mr. Buckles—

Mr. PRESIDENT :

The judiciary committee pursuant to instructions by resolution of the Senate, requiring said committee to “report a bill, providing for taking the census of the white male inhabitants of this State,” have had the same under consideration, and directed me to report, that said committee have reported for the purpose aforesaid bill No. 186, and therefore ask to be discharged from the further compliance with said instructions.

Which report was concurred in, and the committee discharged.

## REPORTS FROM SELECT COMMITTEES.

When the Senate resumed the consideration of the printing of the Senate report of the select committee on the subject of repealing the black laws, &c.

And the question being on postponing the consideration of the same until Monday two weeks ; pending which,

The following message was received from the House of Representative, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

*Resolved*, That the Senate be invited to attend in the Hall of the House, instanter, for the purpose of proceeding to the election of a State Printer, and that seats be provided for their accommodation on the right of the Speaker's chair.

Which,

On motion by Mr. Graham,

Was reciprocated.

The Senate then repaired to the Hall of the House of Representatives, and in joint convention with the House, proceeded to the election of a State Printer, by a *viva voce* vote.

*Those who voted for Jacob P. Chapman are,*

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Evans, Garver, Graham, Hardin, Huffstetter, James, Kinard, Lyon, Malott, Martin, Miller, Milliken, Morrison, Randall, Read of Clark, Reid of Union, Sleeth, Walker, Winstandley, Woods, Alley, Athon, Barker, Beard, Bird, Brown of R., Brown of S., Byers, Caldwell, Carnahan of Posey, Cleaver, Conaway, Cotton, Cravens, Delavan, Dodd, Dougherty of Boone, Dougherty of Elkhart, Elder, Ellis, Essex, Farnesly, Gentry, Greathouse, Harney, Hart, Harvey, Hicks, Holcomb, Huey, Humphreys, Hunter, Johnson, Landis, Leviston, May, Menaugh, Mickle, Miller of Marshall and Fulton, Niblack, O'Haver, Patterson, Richardson, Ross, Salter, Sherrod, Spencer, Stoops, Thomas, Warriner, Watkins, Weaver, Wells, Withers, Yocum, and Mr. Speaker—84.

*Those who voted for John D. Defrees are,*

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Odell, Porter, Rousseau, Teegarden, Bowen, Burnet, Butler, Campbell, Carnahan of Fountain, Cole, Conner, Defrees, Edwards, Gessie, Goodwin, Graves, Hill, Hillis, Keeney, Knowlton, Lank, Miller of Owen, Milikan, Morrison, Murray O'Neal, Robinson of Laporte, Rush, Russell, Shelby, Shepard, Stewart, Summers, Thom, Wilson, Whinery, and Wright—52.

*Those who voted for John R. Elder are,*

Messrs. Orr, Prather, Reed, and Robinson of Decatur—4.

Mr. Tinbrook voted for John S. Spann.

Messrs. Lane and Weir voted for the "lowest bidder."

Jacob P. Chapman having received a majority of all the votes, the President declared him duly elected State Printer for and during the term of three years, from and after the expiration of the term of service of the present incumbent.

When the President declared the Convention adjourned *sine die*.

When the Senate returned to their chamber, and resumed the consideration of the printing of the report on the black laws.

When Mr Evans moved the previous question, which was seconded.

The question being, "shall the main question be now put?"

Which was decided in the affirmative.

Mr. Hanna called for a division of the the question, and the President having decided the same susceptible of division, and stated the question will be,

"Will the Senate lay the report on the table?"

Which was decided in the affirmative,

And the report was laid on the table.

The question then being on printing five hundred copies for the use of the Senate,

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Brugh, Buckles, Dole, Eddy, English, Evans, Garver, Holloway, Kinnard, McCarty, Millikin, Odell, Randall, Read of U., Teegarden, Walker, Winstandley, and Woods—18.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Berry, Cassatt, Cornett, Day, Dawson, Ellis, Graham, Hamrick, Hanna, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Lyon, Malott, Martin, Miller, Montgomery, Morgan, Morrison, Porter, Rousseau, and Sleeth—29.

So the Senate refused to have five hundred copies printed.

By Mr. Harvey, from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 301, entitled "an act to incorporate the Danville, North Salem, and Crawfordsville Plank Road Company," have had the same under consideration, and instructed me to report the same back to the Senate with the following amendment, and when so amended, recommend its passage.

Amend by adding the following proviso to the 18th section :

"*Provided*, That no toll gate shall be erected within one mile of the town of Crawfordsville ;

Which report was concurred in,  
And the amendment adopted.

On motion by Mr. Harvey,  
The rules were suspended, the amendment considered as engrossed, the bill read a third time and passed.

By Mr. James,

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 63, "an act in relation to Lamasco city," have had the same under consideration, and have directed me to report the same back with the following amendments, and when adopted, recommend its passage.

Amendments referred to :

Strike out section 1st, and insert the following :

Sec. 1. *Be it enacted by the General Assembly of the State of Indiana*, That the town of Lamasco, in the county of Vanderburgh, which was incorporated in the year 1847, according to the provisions of the first article of the 25th chapter of the Revised Statutes of Indiana, shall embrace the following corporate limits and bounds, to-wit : the western boundary of said corporate limits shall be Pigeon Creek—the north boundary shall be Eighth Street to the north line of the same—the south boundary shall be the Ohio River, including within its corporate limits all the land and ground embraced or contained between Pigeon Creek and a line drawn due south from the east end of said eighth street to the Ohio River, and not included within the corporation limits of the city of Evansville.

Amend section 6th by striking out the word "one," in the 17th line, and inserting the word "two," so that it will read "two years after said sale."

After section seven add the following section :

Sec. 8. All taxes collected on any property in any ward of said town of Lamasco, and within the corporate limits, and assessed by the President and Trustees of said town of Lamasco, for the im-



provements in the corporate limits of the same, shall be expended in the ward in which the same is collected, as may be directed or required by a majority in number and amount of assessment of the tax-payers in said ward.

Sec. 9. No amendment or alteration of the charter of said town shall be allowed or made, without six week's previous notice being given in some public newspaper in said county of Vanderburgh, setting forth specifically what said alteration or amendment is to be, nor shall the same be permitted or allowed, except upon the petition of a majority in number and value of assessment of those paying taxes in said corporation.

Amend sections 8 and 9 by changing the numbers to 10 and 11.

Which report was concurred in, and

The amendments were adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Winstandley,

MR. PRESIDENT:

The select committee to whom was referred the petition of numerous citizens of New Albany, praying for sundry amendments to the act incorporating said city, have had the same under consideration, and have directed me to report the following bill, and respectfully recommend its passage.

No. 247. A bill to amend an act entitled "an act to incorporate the city of New Albany, and to repeal all laws in force incorporating the town of New Albany," approved February 14th, 1839, and the various acts amendatory thereto;

Which was read a first time and passed to a second reading.

By Mr. Buckles:

MR. PRESIDENT:

The select committee to whom was referred the petition of sundry citizens of Delaware and Henry counties, have had the same under consideration, and directed me to report the following bill, and recommend its passage.

No. 248. A bill to authorize the sale of the feeder dam in Delaware county;

Was read a first time, and passed to a second reading.

By Mr. Cassatt,

MR. PRESIDENT:

The select committee to which was referred the petition of sundry citizens of Wabash county, praying for a charter for a plank road from Lagro in Wabash county, to North Manchester in the

same county, have examined the subject, and herewith report a bill, in accordance with the prayer of said petitioners, and recommend its passage :

No. 249. A bill to incorporate the Lagro and North Manchester plank road company ;

Which was read a first time, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a second time, and,

Referred to the committee on corporations.

By Mr. Berry,

MR. PRESIDENT :

The select committee to which were referred Senate bills Nos. 85 and 92, have directed me to report them back to the Senate, and a majority have recommended that they lie on the table, and that the accompanying bill be passed in lieu thereof :

A bill to incorporate the Shelbyville and Indianapolis Rail Road Company, and for other purposes.

Which report was concurred in.

No. 85. A bill to amend an act entitled "An act to incorporate the Rushville and Lawrenceburgh Rail Road Company," passed at the 32d session of the General Assembly of the State of Indiana ;

Was laid upon the table.

No. 92. A bill to amend the act incorporating the Junction Rail Road Company ;

Was laid upon the table.

No. 250. A bill to incorporate the Shelbyville and Indianapolis Rail Road Company, and for other purposes ;

Was read a first time, and passed to a second reading.

By Mr. James,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 64, "an act in relation to extra taxes in Lamasco City, have had the same under consideration and have directed me to report the same back with the following amendment, and when adopted, recommend its passage.

Amendment referred to:

Add the following proviso after the word "corporation" at the end of section 1 :

"*Provided*, That the whole amount of tax authorized to be assessed by said President and Trustees of Lamasco City for all purpo-

ses, annually shall not exceed forty cents on each hundred dollars worth of property in said Lamasco City.

Which report was concurred in,

The amendment ordered to be engrossed, and the bill ordered to a third reading.

By Mr. Reid of U.,

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 96, being an act to amend an act entitled &c. "to amend an act to incorporate the Logansport and Rochester Michigan Road Company," have had the same under consideration, and have requested me to report the same back to the Senate, with the following amendments, and recommend its passage.

Amendments referred to :

Insert the word "consecutive" immediately before the word "mile", in the 5th line of the second section.

Also, add the words :

"But no toll shall be charged or collected on any detached portions of said road where less than five consecutive miles, are finished and completed" to the last line of the said section.

Which report was concurred in,

The amendments ordered to be engrossed,

And the bill ordered to a third reading.

Also, by Mr. Reid of U.,

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 113, being an act to amend an act entitled "an act to incorporate the Liberty and Brownsville Turnpike Company," have had the same under consideration, and requested me to report the same back to the Senate, with the following amendments, and recommend its passage.

Amendments referred to :

Amend the second section by inserting the letter "s" to the word "company," in the 1st and 6th lines thereof; and the word "each" immediately after the word "companies" in the first line aforesaid; and instead of the word "its," insert "their" in all places in said section where the sense and construction require.

Amend section 3 by adding to the word "passage" in the last line

thereof "and publication in the State Sentinel, said publication being made at the expense of said companies."

Which report was concurred in,  
The amendments ordered to be engrossed, and  
The bill ordered to a third reading.  
By Mr. Cassatt,

MR. PRESIDENT :

The select committee to which was referred the petition of sundry citizens of Wabash county, asking a certain county road therein named be declared a State road, have had the subject under consideration, and directed me to report the accompanying bill, in accordance with the prayer of said petitioners, and recommend its passage.

No. 251. A bill declaring a certain county road therein named a State road.

Was read a first time, and passed to a second reading.  
By Mr. Holloway,

MR. PRESIDENT :

The select committee to which was referred a memorial of the Indiana Coloinization Society, and a joint resolution in reference to the African slave trade, have had the same under consideration, and have directed me to report the following bill, in accordance with the prayer of the memorialists, and recommend its passage, and to report the joint resolution back to the Senate, and recommend its passage.

No. 171. A joint resolution in relation to the African slave trade ;

Was ordered to be engrossed for a third reading.

No. 252. A bill authorizing the State Librarian to send surplus copies of public documents to Liberia ;

Was read a first time, and passed to a second reading.  
By Mr. Dawson,

MR. PRESIDENT :

The select committee, to whom was referred the petition of 48 citizens of Concord township, in De Kalb county, in relation to vacating a certain road therein, have had the same under consideration, and have instructed me to report the following bill in accordance with the prayer of the petitioners, and recommend its passage :

No. 253. A bill to vacate a certain road in De Kalb county ;

Was read a first time and passed to a second reading.



Mr. Morrison, from the committee on education, asked and obtained leave to make the following report :

MR. PRESIDENT :

The committee on education, to whom was referred bill of the Senate, No. 161, entitled " An act for relief of purchasers of school lands, and those persons indebted to the common school fund belonging to the State of Indiana," have had the subject under consideration, and have directed me to report the same back to the Senate, with one amendment, viz : strike out the second section, which is already provided by an act, entitled " An act relative to loaning school funds," approved January 26, 1847, and on its adoption to recommend its passage.

Which report was concurred in,  
The amendment adopted, and the bill ordered to be engrossed for a third reading.

#### BILLS INTRODUCED.

- By Mr. Randall,  
No. 254. A bill to amend the act, entitled " An act to incorporate the City of Fort Wayne ;"  
Which was read a first time, and,  
On motion by Mr. Randall,  
The rules were suspended, the bill read a second time, and,  
On further motion by Mr. Randall,  
The rules were further suspended, the bill considered as engrossed, read a third time, and passed.
- By Mr. Graham,  
No. 255. A bill to amend " An act to incorporate the American Cannel Coal Company ;"  
Was read a first time and passed to a second reading.  
Also, by Mr. Graham,  
No. 256. A bill to change the name of Losson Brinton, of Pike county, and for other purposes ;  
Which was read a first time and passed to a second reading.
- By Mr. Sleeth,  
No. 257. A bill relative to the probate judge of Shelby county ;  
Which was read a first time and passed to a second reading.
- By Mr. Reid of Union,  
No. 258. A bill to incorporate the town of West Union, in Fayette county ;  
Which was read a first time and passed to a second reading.
- By Mr. Adams,  
No. 259. A bill to authorize the voters of Monroe and Brown counties to vote at their respective county seats ;  
Which was read a first time and passed to a second reading.

By Mr. Berry,

No. 260. A bill in relation to incorporations ;

Which was read a first time and passed to a second reading.

By Mr. Hendricks,

No. 261. A bill to change the names of Belsora Barsheba Inglewright and others ;

Which was read a first time and passed to a second reading.

By Mr. Holloway,

No. 262. A bill in relation to printing additional copies of the general and local laws of this State ;

Which was read a first time and passed to a second reading.

By Mr. Conduit,

No. 263. A bill to authorize the Trustees of the Mooresville School Society to convey real estate ;

Which was read a first time, and,

On motion by Mr. Conduit,

The rules were suspended, the bill read a second time, and

Referred to a select committee, consisting of

Messrs. Conduit, Porter, and Walker.

By Mr. Rousseau,

No. 264. A bill to fix the salaries of the auditors of the counties of Owen and Greene ;

Which was read a first time, and,

On motion by Mr. Rousseau,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Rousseau,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Hamrick,

No. 265. A bill to incorporate the Cloverdale Seminary ;

Which was read a first time, and,

On motion by Mr. Hamrick,

The rules were suspended, the bill read a second time and

Referred to a select committee, consisting of

Messrs. Hamrick, Montgomery, and Allen.

On motion by Mr. Hanna,

House bill,

No. 171. A bill to provide for a uniform mode of doing township business in Clay county ;

Was taken from the table and placed on the files of the Senate.

On motion by Mr. Adams,

House bill,

No. 17. A bill to repeal an act therein named ;

Was taken from the table, and,

On motion by Mr. Adams,

Was referred to a select committee, consisting of

Messrs. Adams, Rousseau, and Morrison.

Mr. Allen asked and obtained leave to present

The remonstrance of sundry citizens against forming a new county out of Montgomery and Putnam;

Which,

On motion by Mr. Allen,

Was referred to the same select committee to which was referred the petitions on that subject.

Mr. Hanna asked and obtained leave to present the following

Petition of the citizens of Owen county on the subject of attaching certain territory to Clay county;

Which,

On motion by Mr. Hanna,

Was referred to a select committee, consisting of

Messrs. Hanna, Rousseau, and Brugh.

Mr. Miller asked and obtained leave to introduce the following:

Petition from the citizens of Gibson county on the subject of the school law;

Which,

On motion by Mr. Miller,

Was referred to the committee on education.

The President laid before the Senate a communication from the Secretary of State in answer to a resolution of the Senate.

On motion by Mr. Randall,

The Senate adjourned.

*Two o'clock, P. M*

The Senate met,

#### ORDERS OF THE DAY.

#### *Senate Bills on their Third Reading.*

No. 4. A bill to provide for the call of a convention of the people of the State of Indiana, to revise, amend, or alter the constitution;

When,

Mr. Garver offered the following amendment:

Amend section 2d as follows—

Add the following proviso: *Provided, however,* That the legal voters of Hamilton county alone shall elect the Senatorial delegate in the Senatorial District composed of the counties of Hamilton, Boone, and Tipton.

Which amendment was unanimously adopted, and the bill read a third time and passed.

No. 87. A bill to incorporate the Logansport Insurance company ;

Which was read a third time, and,

On motion by Mr. Walker,  
Was re-committed to a select committee, consisting of  
Messrs. Walker, Conduit, and Teegarden.

No. 103. A bill to amend the charter of the city of Evansville ;  
Was read a third time and passed.

No. 167. A bill to incorporate the Fort Wayne and Piqua Plank Road company ;

Which was read a third time and passed.

No. 188. A bill supplemental to an act entitled an act to incorporate the town of Mount Vernon, approved January 27th, 1847 ;

Which was read a third time and passed.

No. 211. A bill to amend the 36th section of the 37th chapter of article 1 of the Revised Statutes of 1843 ;

Which was read a third time and passed.

#### HOUSE BILLS ON THEIR THIRD READING.

No. 30. A bill (of the House) to amend an act entitled an act to incorporate the Harrison, New Trenton, Rochester, and Brookville Turnpike company, approved January 13th, 1849 ;

Which was read a third time and passed.

No. 32. A bill (of the House) to provide for ascertaining the value of personal property exempt from execution ;

Which was read a third time and passed.

No. 34. A bill (of the House) to incorporate the White county Monticello Bridge company ;

Which was read a third time, and,

On motion by Mr. Montgomery,

Was laid on the table.

No. 143. A bill (of the House) to incorporate the Independent Relief Fire company No. 1.

Which was read a third time, and,

On motion by Mr. Reid of Union,

Was laid on the table.

No. 186. A bill (of the House) to change the name of Emanuel Pidcock ;

Which was read a third time and passed.

No. 222. A bill (of the House) to amend an act entitled an act to incorporate a company to construct a Railroad from Evansville, on the Ohio river, to connect with the Ohio and Mississippi Railroad at or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and Mount Carmel, Illinois, approved January 2d, 1849 ;

When,



Mr. Rousseau moved to lay the bill on the table.

And the ayes and noes being demanded by two Senators, they were ordered.

*Those who voted in the affirmative are,*

Messrs. Adams, Allen, Brugh, Conduit, Cornett, Day, Dawson, Dole, Garver, Graham, Harvey, Hendricks, Houghton, Hubbard, McCarty, Millikin, Odell, Randall, Reid of U., Rousseau, Teegarden, and Winstandley—22.

*Those who voted in the negative are,*

Messrs. Berry, Buckles, Eddy, Ellis, English, Hamrick, Hanna, Hardin, Herod, Holloway, Huffstetter, James, Kinnard, Lyon, Martin, Miller, Montgomery, Morrison, Porter, Read of C., Sleeth, Walker, and Woods—23.

So the bill was not laid on the table.

Whereupon,

Mr. Miller moved a call of the Senate.

The call having been proceeded with,

On motion by Mr. Graham,

The further call was dispensed with, and

The bill was read a third time; and

The question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered:

*Those who voted in the affirmative are,*

Messrs. Berry, Buckles, Eddy, Ellis, English, Hanna, Hardin, Hendricks, Herod, Holloway, James, Kinnard, Martin, Porter, Reid of Union, Sleeth, Walker, and Walpole—18.

*Those who voted in the negative are,*

Messrs. Adams, Allen, Brugh, Cassatt, Conduit, Dawson, Dole, Evans, Garver, Graham, Hamrick, Harvey, Houghton, Hubbard, Huffstetter, Malott, McCarty, Miller, Millikin, Montgomery, Morrison, Odell, Rousseau, Teegarden, Winstandley, and Woods—26.

So the bill did not pass.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Se-

nate that the Speaker of the House has signed the following enrolled act of the Senate:

No. 303. An act for the relief of Montgomery county ;

And also the following enrolled act of the Senate :

No. 96. An act directing the Secretary of State to make a patent for a certain lot in the town of Indianapolis to Samuel Henderson ;

Which I am directed to bring to the Senate for the signature of President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 90. An act to compel speculators to pay a tax equal to that paid by actual settlers in the county of Noble ;

No. 131. A bill to enable the Indiana Yearly Meeting of the Society of Friends, to receive, hold, manage, appropriate, and dispose of property, for religious, educational, charitable, and benevolent purposes ;

No. 163. An act to incorporate the Vevay, Mount Sterling, and Versailles Turnpike Company ;

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Hanna,  
The Senate adjourned.

~~~~~

FRIDAY MORNING, JANUARY 4th, 1850.

The Senate met.

On motion by Mr. Reid of U.,
The reading of the journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Millikin,

The remonstrance of John B. Kepler and others against the repeal of a law passed at the last session of the General Assembly, in relation to the poor of Dearborn county ;

Which,

On motion by Mr. Millikin,

Was laid on the table.

By Mr. Morgan,

A petition from the citizens of Washington township in Decatur county, Indiana, on the subject of Temperance ;

Which,

On motion by Mr. Morgan,

Was laid on the table.

By Mr. James,

The petition of Samuel Orr and Thomas E. Garvin, of Vanderburgh county ;

Which,

On motion by Mr. James,

Was referred to a select committee, consisting of

Messrs. James, Miller, Ellis, and Graham.

By Mr. Adams,

The remonstrance of citizens of Monroe county against reducing the pay of the probate judge of said county ;

Which,

Was referred to a select committee, consisting of

Messrs. Adams, &c.

By Mr. Garver,

A remonstrance from the citizens of Tipton county against the repeal of the law authorizing the clerk of said county to fill the duties of auditor ;

Which,

On motion by Mr. Garver,

Was laid on the table.

REPORTS FROM STANDING COMMITTEES.

By Mr. Hendricks—

MR. PRESIDENT :

The committee on finance, to whom was referred bill of the House No. 22, entitled, "A bill for the preservation of the North Port Feeder Dam," have had the same under consideration, and have directed me to report the following amendment, in pursuance of instructions of the Senate, and when so amended, recommend its passage.

Amendment referred to—

Strike out from the enacting clause and insert as follows :

"That the Governor, Treasurer, and Auditor of State be authorized and empowered to sell and dispose of the interest of the State in the North Port Feeder Dam, on the best terms for the State, and

to make such certificate of sale as will convey the interest of the State, and deliver the same to the purchasers.

“Sec. 2. This act to be in force from and after its passage.”

Which report was concurred in, the amendments ordered to be engrossed, and the bill ordered to a third reading.

By Mr. Morrison—

MR. PRESIDENT :

The committee on finance, to whom was referred bill of the Senate No. 145, entitled, “A bill to provide for the more speedy collection of the State revenue, and secure the prompt payment of the interest on the State debt,” have had the subject under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Reid of Union—

MR. PRESIDENT :

The judiciary committee, to whom was referred the resolution of the Senate, inquiring into the propriety of ceding and transferring her claims to the North Port Feeder Dam, to the county of Noble, or offering the same at public sale, have had the same under consideration, and after due advisement, have instructed me to report the following bill to the Senate and recommend its passage :

No. 166. A bill to cede and transfer the North Port Feeder Dam and water powers to the board of commissioners of the county of Noble, for the use of common schools.

All of which is respectfully submitted.

Which was read a first time, and,

On motion by Mr. Read of C.,

The rules were suspended, the bill read a second time, and ordered to be engrossed for a third reading.

Mr. Hendricks moved to reconsider the vote taken on concurring in the report of the committee on Finance, adopting the amendment to House bill

No. 22. A bill for the preservation of the North Port Feeder Dam ;

Which was decided in the negative.

So the vote was not reconsidered.

By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to whom was recommitted bill of the

Senate No. 186, providing for taking the enumeration of the white male population of this State, have had the same under consideration, and directed me to report the same back with the following amendment—strike out from the enacting clause and insert the following, and when said amendment is adopted, recommend the passage of the bill.

Strike out from the enacting clause and insert as follows :

That it shall be the duty of the county assessors, of the several counties in this State, or the township assessors in the counties in which there are no county assessors, by him, or themselves, or their deputies, before the first day of June, A. D. 1850, to make a complete list of the resident white male inhabitants above the age of twenty-one years, within their respective counties, at the time said list is taken.

SEC. 2. I shall also be the duty of said assessors, to make a complete list in a separate column, to be prepared for that purpose, of all the deaf and dumb, blind, and lunatic persons, their age, sex, names, that may reside in their respective counties ; *provided, however*, that it shall be the duty of the said assessors of the county of Marion, to take a complete list of the white male inmates over the age of twenty-one years, of the several asylums in said county of Marion, in separate columns, to be prepared for that purpose.

SEC. 3. Said assessor's list shall be contained in a book to be furnished him by the auditor of the proper county, or the person discharging his duties, on or before the time said assessors are respectively required by law, to commence their duties of assessing, or within reasonable time thereafter. And in such book, the names of all persons aforesaid, shall be entered and numbered in their proper order by said assessors, under the name of their respective townships, which shall be written at the top of the page, alphabetically.

SEC. 4. On or before the first of June, A. D. 1850, said assessor shall make return of said list to the auditor of his county, or the person discharging the duties of auditor, and take an oath, a certificate whereof, shall be entered by the auditor or person aforesaid, at the end of said list, and be subscribed by said assessor, to the effect that he has faithfully discharged his duties under this act, and that the list returned by him is a correct and complete list of the resident white male inhabitants above the age of twenty-one years, as specified in this act, within his county at the time of taking said enumeration, according to the best of his information and belief.

SEC. 5. Should any of the enumeration above required be taken by any deputy assessor, it shall be his duty to make the return thereof, subscribe the certificate, and take the oath above required of the assessor, so far as the same relates to his (said deputies) enumeration.

SEC. 6. It shall be the duty of the auditor of each county, or the person discharging his duties, forthwith, after the making out of

such return, to transmit to the auditor of State, his certificate of the number listed in each township of his said county, and also, the aggregate number listed in all of the townships in said county, in accordance with the provisions of this act.

SEC. 7. The board doing county business in the several counties, shall allow to said assessors, or their deputies, as the case may be, for the services required by this act, over and above the services now required of said assessors by law, the amount per day that is now allowed by law to said assessors, in their respective counties, for their services as such. *And provided further*, that it shall be the duty of the said assessor of the county of Clark, to take a complete list of the white male convicts in the State prison in said county, over the age of twenty-one years, in a separate column, to be prepared for that purpose.

SEC. 8. This act shall be in force from and after its publication in the State Sentinel and Journal, and it is hereby made the duty of the Secretary of State, to cause said publication to be made immediately, and so soon as made, to provide a copy thereof, to the several county auditors in the State.

Which report was concurred in, the amendment adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Hardin,

MR. PRESIDENT :

The committee on roads, to whom was referred a bill of the Senate, No. 104, being a bill to incorporate the Tippecanoe Fire company, with instructions to inquire whether there is not now a law in force, securing the exemption from paying the taxes provided for in the bill, have had the same under consideration and report that there is no such law of exemption as that contemplated in the instructions, so far as they are advised.

Which report was concurred in and the bill passed.

By Mr. Hubbard.

MR. PRESIDENT :

I am directed by the committee on corporations, to which was referred bill of the House, No. 144, to report the same back to the Senate, with one amendment, and on the adoption of said amendment, recommend the passage of the bill.

Amendments referred to :

Amend by striking out the third section and inserting the following in lieu thereof, viz :

SEC. 3. The commissioners of the western division of the Buffalo and Mississippi Rail Road Company, their lessees or assigns,

shall expend in the construction of their division of the Buffalo and Mississippi Rail Road, one hundred thousand dollars, within two years from this date—fifty thousand of which shall be expended west of Michigan City, and shall complete so much of the road as lies west of Michigan City, within three years from the passage of this act; and they shall also complete as many miles of their Lafayette branch, within the same time, as they shall have completed on their main line, west of Michigan City. And they shall also complete said branch to the town of Lafayette, within seven years from the passage of this act, and in default of such expenditure of money or completion of said road and branch, or any part thereof, as above provided, they shall, upon either such failure, forfeit their charter and all work and materials to any company or party who will take up and complete the same, as above provided; and if no company or party shall so complete the same within the time aforesaid, then the said charter and and road shall vest in, and become the property of the State, free from all incumbrance created upon the same, after the acceptance of this act. And if the said commissioners, their lessees or assigns shall, within the time aforesaid, complete the main line of their road, and a like number of miles upon their Lafayette branch, and the Buffalo and Mississippi Rail Road Company shall, within twelve months from the passage of this act, locate or procure to be located, their road from the east or north line of the State, in a westerly or south-westerly direction, to such points in the counties of Steuben, Lagrange, and Elkhart, as a majority of the directors shall deem proper, and shall, within three years, expend in the construction of said road east of Goshen, or at such other place in the vicinity of Goshen, as the majority of such directors shall decide, the sum of fifty thousand dollars; then no law shall be passed within the said three years, under or by virtue of which, any road may be constructed which may or can come in competition with the western division of said company's road, for the carrying trade around the head of Lake Michigan, between Michigan City and vicinity, and Chicago and vicinity. *Provided*, that no road coming from any part north of the main line of the Buffalo and Mississippi Rail Road, shall be permitted to connect with the said company's road, without the consent of the directors of the eastern division of said company. Also, that nothing in this act contained, shall be construed to change the points made by the charter and amendments in the eastern division, without the unanimous consent of the directors, nor in the western division, without such consent of the directors and commissioners aforesaid, nor to authorize the western division of the road to be constructed on any other route than by way of Michigan City, and thence in the most direct and practicable route, to the west line of the State, in the direction of Chicago. *And provided further*, that no Rail Road shall be located or constructed from Laporte to the Illinois line, in such a manner as to open a line of travel around Lake Michigan, except

by way of, and making Michigan City a point in said road, and thence in the most direct, suitable route to Chicago.

And also further amend, by adding to the fourth section, the words "and its acceptance by a majority of the directors of said company, and by a majority of the commissioners of the western division thereof."

Whereupon,

On motion by Mr. Eddy,

The bill and pending amendments were laid upon the table

By Mr. Miller,

MR. PRESIDENT :

The committee on corporations, to which was referred Senate bill No. 134, have had that subject under consideration, and directed me to report it back, with one amendment, which, when adopted, they recommend its passage.

Amendments referred to—

Add as follows :

"Sec —. The stockholders shall be liable in their individual capacity for the payment of all debts contracted by this company, and not paid in its corporate capacity, and the Legislature reserves the right to alter or amend this charter."

Which report was concurred in,

And the amendment adopted.

No. 134. A bill to incorporate the Bowling Green manufacturing company ;

Was ordered to be engrossed for a third reading.

By Mr. Lyon,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 172 entitled "a bill to incorporate the Lafayette and Michigan City Rail Road Company," have had the same under consideration, and instructed me to report the same to the Senate, with sundry amendments, upon the adoption of which, they respectfully recommend its passage.

Amendments referred to—

1st amendment :

Strike out the word "six" in the second line of the 11th section, and insert "twelve."

2d amendment:

Strike out "one hundred and fifty" in the third section, and insert "one hundred."

3d amendment:

Add the following additional section to the bill:

Sec. -. Said rail road company shall, within three years from the passage of this act, construct as many miles of their road between Michigan City and Lafayette, as the Buffalo and Mississippi Rail Road Company shall, within the same time, construct between Michigan City and the west line of this State. *Provided*, That if the whole of the road, by this act authorized to be constructed, shall not be constructed within the time and in the manner in this act specified for the construction thereof, then all rights in this act granted, and all contracts made under or by virtue of it, with any person or persons, bodies politic or corporate, leasing, mortgaging, or otherwise conveying the whole or any part of said road, and all rights acquired under or by such contract or contracts, and all rights acquired under this act, shall cease and become null and void, and all work done on said road, and materials for the same, shall rest in, and become the property of the State of Indiana. *And provided also*, That the right to construct that part of said road from Michigan City to the west line of the State, shall be suspended for two years, from the first of March, 1850, and if within that time the Buffalo and Mississippi Rail Road Company shall locate their road from Laporte to Michigan City, and thence to the west line of the State, on the most suitable ground in the direction of Chicago, and expend thereon west of Michigan City, in the construction of their road, the sum of one hundred thousand dollars, the right to construct such part of said road shall be further suspended for one year thereafter, and if within that time said Buffalo and Mississippi Rail Road Company shall complete and put, and thereafter keep in operation said part of her said road, from Michigan City to the west line of the State, the Lafayette and Michigan City Rail Road Company shall not be permitted to construct the road from Michigan City to the west line of this State. *And provided further*, That nothing herein contained shall affect the rights of said company to construct their rail road from Michigan City to Lafayette, within the time and in the manner in this act specified.

Sec. -. Said company shall erect and maintain and keep in repair, suitable depots or stations for passengess and freight, opposite and in an easterly direction from Ransselaer, and opposite and in a westerly direction from Winnemac, for the accommodation of the citizens of those towns, and vicinity, and no charge shall be made for any storage, for any freight, or produce, that may be stored for any time less than four days.

1th amendment :

Add the following proviso to the bill :

Provided. If said company construct the road west of Michigan City, and the Buffalo and Mississippi Rail Road Company shall not construct any part of the road east of Laporte, this company shall construct so many miles east of Laporte, as it does westwardly, on the direction towards the State line.

When,

On motion.

The bill and pending amendments were laid upon the table.

By Mr. Hendricks,

MR. PRESIDENT :

The committee on benevolent institutions to whom was referred resolutions of the Senate "requesting the committee to inquire whether there is any law or rule in force relative to the management of the Insane Hospital, which prevents insane colored persons from being received as inmates of that institution, for medical treatment," have had the same under consideration and have directed me to report, that there is neither a *law* nor *rule* in force, to prevent the admission of such persons into the Insane Hospital for medical treatment.

Which report was concurred in.

By Mr. Sleeth,

MR. PRESIDENT :

The committee on benevolent institutions to whom was referred House bill No. 289, entitled "an act for the more speedy completion of the Indiana Hospital for the Insane," have had that subject under consideration, and have directed me to report it back to the Senate, and respectfully recommend its passage.

Whereupon,

Mr. Hamrick moved to lay the bill on the table,

Which was decided in the negative, and

The bill was ordered to a third reading.

REPORTS FROM SELECT COMMITTEES.

By Mr. Hamrick,

MR. PRESIDENT :

The select committee to which was referred bill of the Senate

No. 265, entitled "an act to incorporate the Cloderdale Seminary," have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend its passage.

No. 265. A bill to incorporate the Cloverdale Seminary.

On motion by Mr. Hamrick,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Cassatt,

MR. PRESIDENT :

The select committee to whom was referred Senate bill No. 140, entitled "a bill to carry out the obvious intent and meaning of the contract entered into between the State and her bondholders," and the amendments thereto by the judiciary committee; have had the same under consideration, and directed me to report the same back to the Senate with the following amendments, and when so amended, recommend its passage.

Amendment referred to—

Strike out the first section of amended bill, and insert the following section :

Section 1. That the Governor of State is hereby authorized and required to appoint one Attorney, resident of the county of Cass, whose duty it shall be to act as Attorney and Counsellor at Law on the part of the State, and prosecute, in manner as hereinafter provided, the Trustees of the Wabash and Erie Canal for any violation of the contract entered into by the State, and her bondholders, in the act entitled "an act to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville," approved January 19, 1846, and the act supplemental thereto, approved January 27, 1847, except such as are hereinafter specially provided for. That the several Prosecuting Attorneys of this State, whose duty it is to prosecute the pleas of the State in the counties of Allen, Huntington, Wabash, Miami, Cass, Carroll, Tippecanoe, Fountain, Parke, Vigo, Clay, Greene, Knox, Gibson, and Vanderburgh, are hereby required to act as attorneys and counsellors at law on the part of the State, and to prosecute the Trustees, as hereinafter provided, for any violation of the contract mentioned in the before recited act, so far as relates to the construction and keeping in repair bridges, whenever county or State roads may cross the Wabash and Erie Canal.

Strike out of section 2d, second line, the words "whom so appointed."

Strike out all after the word "complaint," in the tenth line of 2d section, and insert the words, "and prosecute the same to final judgment and decree thereon."

Insert before the word "attorney," wherever it occurs in section 4, the word "prosecuting."

After the words "canal land office," in the tenth line of section 5, insert the words, "or with forfeiting, selling, and deeding canal lands."

After the word "attorney," in the tenth line of section 5, insert the words, "resident of the county of Cass, to whom all complaints for the violations specified in this section shall be made."

Strike out sections 6 and 7, and insert the following sections:

Sec. — The resident attorney in the county of Cass, authorized to be appointed by this act, shall prosecute the trustees of the Wabash and Erie Canal for all violations of the contract set forth in section 5 of this act as amended. And for prosecuting, as aforesaid, the trustees for violating each branch of the contract, the said attorney shall be allowed a just and reasonable compensation, to be determined by the Governor, and paid out of the State treasury upon his requisition: *Provided, however,* The said attorney shall not be paid out of the State treasury for prosecuting on the part of the State, more than one suit for violating each branch of the aforesaid contract; but for any second or more violations of either branch of said contract, he shall prosecute as aforesaid for the same fees as provided in — section of this act for the pay of the prosecuting attorneys appointed by this act for similar services.

Sec. — That the several prosecuting attorneys appointed by this act to prosecute the pleas on behalf of the State, shall be allowed twenty dollars as a docket fee, for each and every suit instituted and prosecuted by them to final judgment, in each and every court in this State where judgment is rendered in favor of the State against said trustees; which docket shall be taxed as a part of the cost against said trustees on rendition of said judgment, and collected according to law.

Sec. 7. Whenever the commissioners of the county of Vermillion shall petition the Governor so to do, he shall cause suit to be brought against the trustees of the Wabash and Erie Canal, for any failure to comply with the act entitled "an act to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville," approved January 19, 1846, and the supplementary act thereto, approved 27th of January, 1847, so far as the same relates to the construction of a side cut canal to the Wabash river, on sections 136 or 137, between Coal creek and Terre Haute, which suit shall be brought under the provisions of a joint resolution in relation to the contract between the State and her bondholders: *Provided,* That the suit may be commenced in any court of competent jurisdiction: *Provided further,* That in like manner suits shall be brought upon the application of the county commissioners of any county where there are canal lands, and

which lands have not been appraised as provided for in the act and the supplement thereto first above mentioned in this section.

When,

Mr. Montgomery offered the following amendment to the amendment :

Provided, however, That nothing herein contained shall be so construed as to effect in any way any suit heretofore commenced by the State against said trustees of the Wabash and Erie Canal.

When,

Mr. Miller moved to re-commit the bill and pending amendments to the committee on the judiciary ; and,

The question being on re-committing the bill and amendments to the committee on the judiciary, and

The ayes and noes being demanded by two Senators, were ordered :

Those who voted in the affirmative are,

Messrs. Adams, English, Evans, Miller, Morgan, Morrison, Read of C., and Woods—8.

Those who voted in the negative are,

Messrs. Allen, Berry, Brugh, Buckles, Cassatt, Conduit, Day, Dawson, Dole, Eddy, Hamrick, Hanna, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Kinnard, Lyon, Malott, McCarty, Millikin, Montgomery, Odell, Porter, Randall, Reid of U., Rousseau, Sleeth, Teegarden, Walker, Walpole, and Winstandley—36.

So the bill and amendments were not re committed to the committee on the judiciary.

When,

On motion by Mr. Montgomery,

The bill and pending amendments were re-committed to a select committee consisting of

Messrs. Montgomery, Cassatt, Dole, Walpole, and Garver.

By Mr. Hamrick—

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 205, entitled an act to amend an act entitled "an an act to incorporate the Terre Haute and Richmond Railroad company," approved January 26th, 1847, have had the same under consideration, and directed me to report the same back to the Senate without amendment, and recommend its passage.

When,

Mr. Holloway offered the following amendment:

Amend section 5 by striking out the following proviso—

“*Provided*, That none of said arms or extensions shall be made east of the city of Indianapolis.”

Which amendment was adopted.

When,

Mr. Holloway moved further to amend as follows:

Sec. — That the board of directors of the said Terre Haute and Richmond Railroad company, shall cause books for the subscription of stock in said road to be opened in the towns of Dublin, Cambridge City, Centreville, and Richmond, all in the county of Wayne, on or before the first Monday in April next, and cause said books to remain open for the subscription of stock at least sixty consecutive days. And they shall cause books for the subscription of stock in said road to be opened at convenient points in the counties of Henry and Hancock, whenever so requested to do by any ten citizens of said counties, and shall keep said books open at each time thus requested, at least sixty days consecutively.

Which amendment was adopted.

Whereupon,

Mr. Holloway offered the following further amendment:

That as soon as fifty thousand dollars of stock in the said Terre Haute and Richmond Railroad company is subscribed by persons companies, or corporations, residing east of Indianapolis, the persons, companies, or corporations subscribing, and residing or living east of Indianapolis, shall elect three additional directors; and said directors shall have the exclusive control, management, and application of all stocks subscribed as aforesaid, but shall not control or vote on the application of any other stock.

When,

Mr. Read of Clark moved to lay the bill and pending amendments on the table.

Which motion did not prevail.

Whereupon,

Mr. Hanna moved to lay the amendment last proposed by Mr. Holloway on the table.

Which motion did not prevail.

The question then being on the adoption of the amendment proposed by Mr. Holloway, and

It was adopted.

Whereupon,

Mr. Berry offered the following amendment:

Insert in 22d line of 2d section, after the word "parties," the following proviso—

"*Provided*, That said bonds are sold at a discount not exceeding ten per cent.

Which amendment,

On motion by Mr. Holloway,

Was laid upon the table.

Whereupon,

Mr. Garver moved that said vote be re-considered ;

Which motion did not prevail.

Whereupon,

Mr. Walpole offered the following amendment :

"That the directors, if they avail themselves of any one provision of this act, the same shall be deemed and taken as a conclusive evidence of the company's acceptance of this entire act.

"This act to be in force from and after the acceptance of this act by the company."

Which amendment,

On motion by Mr. Dole,

Was laid on the table.

When,

Mr. Walpole moved to re-consider said vote ;

And the question being, will the Senate re-consider ?

Pending which, and before the question was taken,

On motion by Mr. Berry,

The Senate adjourned.

Two o'clock, P. M.

The Senate met.

On motion by Mr. Morrison,

The order of business was suspended, and, on leave, made the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 3 entitled "an act to abolish the office of Agent of State," have had the subject under consideration and directed me to report that the office of Agent of State, which was originally created to superintend the suspended debt of the State, might have been abolished when the object for which it was created had been accomplished, if the Acts of January 19th, 1846, and January 27, 1847, did not im-

pose additional duties on that officer. By those acts the Agent of State is required to attend to the arrangement of the public debt, and to keep an office in the city of New York for the surrender of Bonds and the transfer of Stocks. All payments of interest are also required to be paid in that city. Your committee express no opinion as to the propriety or economy of these stipulations. They have been made and cannot be violated, without impairing the plighted faith of the State. Your committee are, therefore, of opinion that the office of State Agent cannot, at present, be abolished, and have directed me to report the bill back to the Senate, with one amendment, viz : Strike out from the enacting clause and insert the following, upon the adoption of which, they respectfully recommend its passage.

Amendments referred to—

“Strike out from the enacting clause and insert as follows :

That it shall be the duty of the Treasurer of State to furnish to the Agent of State in the city of New York, in time for the payment of the interest on the public debt to be paid by this State, such sum or sums of money as may be necessary therefor.

SEC. 2. For the payment of the annual salary of the Agent of State, the office expenses, expenses of traveling, and all personal expenses of said Agent, including clerk hire, and all other expenses to execute the duties of said Agency, except the necessary charges for stationery, the sum of two thousand five hundred dollars is hereby appropriated to be paid out of the Treasury of State upon the proper requisition of said Agent.

SEC. 3. Any certificate or certificates, either State or Wabash and Erie Canal, with the seal of the State upon it or them, signed by D. Maguire, Auditor, and Samuel Hanna, Treasurer of State, and countersigned by the proper Agent of State, shall be as obligatory upon this State, as if the same had the signatures of the Auditor and Treasurer of State in office at the respective dates of such certificate or certificates.

SEC. 4. The Agent of State is hereby required to report, in detail, quarterly to the Auditor of State, the precise amount and number of certificates issued outstanding, to whom issued, the amount issued outstanding to each person or persons ; also the amount of Bonds and Coupons surrendered and cancelled, specifying the amount of each separately. And it is hereby made the duty of the present incumbent, at the close of his term of office, to make a similar report to the Auditor of State.

SEC. 5. In case of the death, resignation, or refusal to serve, of the Agent of State, the Governor is hereby authorized and empowered to appoint some suitable person to act as Agent of State, who shall serve as such until the meeting of the next Legislature, and who shall execute bond payable to the State of Indiana, and take an oath of office as is now required of the Agent of State.

Sec. 6. This act to take effect and be in force from and after its passage.

Whereupon Mr. Holloway moved to lay the report and pending amendment on the table.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Cornett, Day, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, and Rousseau.—17.

Those who voted in the negative are,

Messrs. Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Evans, Garver, Graham, Hanna, Hardin, Houghton, Huffstetter, James, Lyon, Malott, Miller, Millikin, Morrison, Randall, Read of C., Reid of U., Sleeth, Teegarden, Walker, Winstandley, and Woods.—29.

So the report and amendment were not laid on the table.

When Mr. Rousseau offered the following amendment to the amendment :

Amend by striking out "twenty-five hundred" and insert "three thousand" in lieu thereof.

When Mr. Miller called for a division of the question, and The President decided the question to be susceptible of division, And stated, "The question will be on striking out?"

Which was decided in the negative.

The question then being on concurring in the report, and on the adoption of the amendments; when,

The report was concurred in and the amendment adopted,

And the bill ordered to be engrossed for a third reading.

Mr. Miller asked and obtained leave to make the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporation to whom was referred Senate bill No. 160, to incorporate the Hamilton Manufacturing company, have had the same under consideration, made two amendmedts and upon their adoption recommend its passage.

Amendments referred to—

Amend by adding after the word "Indiana," in the third line of section 7, "not exceeding "twenty-five thousand dollars in value."

Add—

Sec. —. The Stockholders shall be liable in their individual capacity for the payment of all debts contracted by this company, and not paid, in its corporate capacity; and the Legislature reserves the right to alter or amend this charter.

Which report was concurred in, the amendments adopted, and The bill ordered to be engrossed for a third reading.

Mr. Montgomery asked and obtained leave to make the following report from the committee on the State Prison:

MR. PRESIDENT:

The committee on the State Prison to whom was referred the House bill, No. 305, have had that subject under consideration, and directed me to report the same back to the Senate with two amendments, and recommend its passage.

Amendments referred to—

Amend by striking out the preamble and inserting the following in lieu thereof:

WHEREAS, It has been represented to this General Assembly, from a reliable source, that two destructive fires have occurred in the State's Prison within the past year;

AND WHEREAS, Similar accidents are liable to occur frequently;

AND WHEREAS, There is great danger of the destruction of the property of the State for the want of a State engine to be kept at said prison, to be used when similar accidents may occur: Therefore,

Amend section 2, third line, by inserting the word "and" after the word "prison."

Which report was concurred in, the amendments ordered to be engrossed, and

The bill ordered to a third reading.

On motion,

Mr. Brugh was excused from serving on a select committee to which was referred a petition on the subject of attaching additional territory to Clay county.

When the Senate proceeded to the

ORDERS OF THE DAY.

Bills on their third reading.

No. 161. A bill for the relief of purchasers of school lands, and those persons indebted to the common school fund belonging to the State of Indiana;

Which was read a third time and passed.

When,

Mr. Herod moved to amend the title to said bill, as follows :

Strike out all after the words "school lands," in the title to said bill."

Which amendment was adopted.

No. 178. A joint resolution in relation to the slave trade ;

Which was read a third time and passed.

No. 63. A bill (of the House) in relation to Lamasco City ;

Which was read a third time and passed.

No. 64. A bill (of the House) in relation to extra taxes in Lamasco City ;

Which was read a third time and passed.

No. 96. A bill (of the House) to amend "An act to incorporate the Logansport and Rochester Michigan Road Company," approved, January 15th, 1846 ;

Which was read a third time and passed.

No. 113. A bill (of the House) to amend an act entitled, "An act to incorporate the Liberty and Brownsville Turnpike Company," approved, February 12th, 1848 ;

Which was read a third time and passed, when,

Mr. Reid of U., moved to amend the title to said bill, as follows :

Strike out all after the words "an act," and insert, the following :
"for the relief of the Liberty and Brownsville Turnpike Company, approved, February 12th, 1848, and the Liberty and Abington Turnpike Company, approved, January 15th, 1844."

Which amendment was adopted.

No. 171. A bill (of the House) to provide for a uniform mode of doing township business in Clay county ;

Which was read a third time and passed.

BILLS ON THEIR SECOND READING.

No. 70. A bill to amend an act to incorporate the White Water Valley Canal Company, approved January 20th, 1842 ;

On motion by Mr. Holloway,

Was laid upon the table.

No. 215. A bill more effectually to regulate the sale of spirituous liquors ;

And the question being on the adoption of the amendment to the amendment to the instructions ; when,

Mr. Berry moved to reconsider the vote heretofore taken on the printing of said bill.

Which motion did not prevail,

Whereupon,

Mr. Graham moved to lay the instructions and pending amendments on the table, and,

And it was decided in the affirmative ; and,

The instructions were laid on the table, and,

On motion,

The bill was referred to the select committee on temperance, consisting of

Messrs. Millikin, Read of C., Graham, Hardin, Rousseau, Hamrick, Montgomery, Walker, Holloway, and Randall.

No. 178. A bill to incorporate the Noblesville and Northfield Plank Road Company ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 182. A bill to authorize taking depositions of Physicians ;

Which was read a second time, and,

On motion by Mr. Walpole,

Referred to the judiciary committee.

No. 183. A bill to repeal a certain act therein named, and for other purposes ;

Which was read a second time, and ordered to be engrossed for a third reading.

No. 184 A bill to incorporate the Trustees of the Indianapolis Collegiate Institute ;

Was read a second time, and,

On motion by Mr. McCarty,

Referred to the committee on corporations.

No. 185. A bill relative to lands mortgaged and forfeited to the State of Indiana ;

Which was read a second time, and,

On motion by Mr. Sleeth,

Referred to the committee on finance.

No. 190. A bill to repeal an act entitled, "An act to vacate a certain road in the county of Switzerland," approved, January 17, 1849 :

Which was read a second time, and ordered to be engrossed for a third reading.

No. 191. A bill to establish an additional precinct in Marrs township in Posey county ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 192. A bill to incorporate Congressional township No. 19, in Delaware and Henry counties for the encouragment of free schools ;

Which was read a second time and ordered to be engrossed for third reading.

No. 197. A bill to amend an act entitled, "An act to provide for the continuance of the construction of all or any part of the public works of the State of Indiana by private companies, &c. ;

Which was read a second time, and,

On motion by Mr. Windstandley,

Referred to a select committee, consisting of

Messrs. Windstandley, Morrison, Malott, Hubbard, and Huffstetter.

No. 198. A bill to amend the school law so far as the same relates to fractional township 3, range 10, in Jefferson county ;

Which was read a second time, and,

On motion by Mr. Cornett,

Referred to the committee on education.

No. 199. A bill to authorize justices of the peace in Switzerland county to perform the duties of coroner in certain cases ;

Was read a second time, and,

On motion by Mr. Woods,

Referred to a select committee, consisting of

Messrs. Woods, Ellis, and Reid of U.

No. 6. A bill (of the House) relative to appeals and changes of venue from probate courts ;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 25. A joint resolution (of the House) relative to the slave trade in the District of Columbia ;

Was read a second time, and,

On motion,

Referred to the committee on federal relations.

No. 246. A bill (of the House) to amend an act, entitled "An act to incorporate the Bedford Insurance Company," approved Feb. 8, 1836 ;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 264. A bill (of the House) to authorize Jacob C. Hursh, of De Kalb county, to erect a mill dam across the little St. Joseph river, in Allen county, Indiana ;

Was read a second time, and,

On motion by Mr. Randall,

Referred to a select committee, consisting of

Messrs. Randall, Dawson, and Eddy.

No. 201. A bill for the benefit of John Greene and T. T. Crittenton ;

Was read a second time,

When,

Mr. Buckles moved to refer the bill to the judiciary committee ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Buckles, Cassatt, Conduit, Evans, Hamrick, Harvey, Holloway, Lyon, Malott, Millikin, Morgan, Morrison, and Porter
—13.

Those who voted in the Negative are,

Messrs. Allen, Berry, Brugh, Cornett, Day, Dawson, Eddy, Ellis, English, Garver, Graham, Hardin, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Kinnard, McCarty, Montgomery, Odell, Randall, Read of Clark, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, and Winstandley—30.

So the bill was not referred to the committee on the judiciary.

When,

Mr. Buckles offered the following amendment :

Strike out the words "Auditor and Treasurer of State," and insert in lieu thereof "The Auditor and Treasury of the county in which the services were rendered, and the same to be paid out of the funds of said county, at the discretion, and upon the order, of the county board of said county ;"

When,

Mr. Rousseau moved to lay the amendment proposed by Mr. Buckles on the table,

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Cornett, Day, Ellis, English, Evans, Garver, Graham, Hardin, Hendricks, Herod, Houghton, Hubbard, James, Kinnard, McCarty, Montgomery, Morgan, Randall, Read of Clark, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, and Winstandley—27.

Those who voted in the negative are,

Messrs. Allen, Buckles, Dawson, Hamrick, Harvey, Holloway, Huffstetter, Lyon, Malott, Millikin, Morrison, Odell, and Porter—13.

So the amendment was laid on the table.

The question then being,

Shall the bill be engrossed for a third reading ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Day, Ellis, English, Garver, Graham, Hardin, Hendricks, Herod, Houghton, Hubbard, James, Kinnard, McCarty, Montgomery, Randall, Read of Clark, Reid of U., Rousseau, Sleeth, Walker, and Winstandley—24.

Those who voted in the negative are,

Messrs. Buckles, Cornett, Evans, Hamrick, Harvey, Holloway, Huffstetter, Malott, Millikin, Morrison, Odell, and Porter—12.

So the bill was ordered to be engrossed for a third reading.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the Speaker of the House has signed the following enrolled act of the Senate :

No. 25. An act to extend the time of holding the circuit court in and for the county of Henry ;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives, by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 22. A bill to amend the charter of the Rushville and Shelbyville Railroad Company ;

No. 80. An act to extend the powers of the president and trustees of the town of Columbus ;

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Henry,

The Senate adjourned.

SATURDAY MORNING, JANUARY 5, 1850.

The Senate met.

On motion by Mr. Millikin,
The reading of the journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Adams,
The petition of sundry citizens of Monroe county, upon the subject of extending the term of the probate court in said county ;
Which,

On motion by Mr. Adams,
Was referred to a select committee, consisting of
Messrs. Adams, Sleeth, and Rousseau.

On motion by Mr. Morgan,
The petition of citizens of Wastington township in Decatur county upon the subject of temperance ;
Was taken from the table and referred to the same select committee to which similar petitions had been referred.

By Mr. Hendricks,
A memorial upon the subject of temperance ;
Which,

On motion by Mr. Hendricks,
Was referred to the same select committee to which similar petitions had been referred.

By Mr. Houghton,
The petition of Peter Helphenstine of Martin county ;
Which,

On motion by Mr. Houghton,
Was referred to a select committee, consisting of
Messrs. Houghton, Dole, and Harvey.

By Mr. Malott,
The petition of sundry citizens of Lawrence county, in relation to sheriffs serving process issued by justices of the peace ;
Which,

On motion by Mr. Malott,
Was referred to the committee on the judiciary.

REPORTS FROM SELECT COMMITTEES.

By Mr. Hardin—

MR. PRESIDENT:

The select committee to which was referred bill of the Senate No. 126, "providing for the attaching of certain territory to the county of Blackford," together with a petition and sundry remonstrances in reference thereto, have had the same under consideration, and a majority of said committee directed me to report said bill back to the Senate, with the expression of the firm conviction, on the part of said committee, that legislation upon the subject is inexpedient; for the reason—1st, that the establishment of the precedent (at this time, and under the circumstances with which we as a State are surrounded,) of taking territory from one county and adding it to another, because that other happens to contain a less number of square miles, would be extremely dangerous to the well being of a large majority of the counties in this State; 2d, because a large and respectable majority of the voters of the territory proposed to be attached, have respectfully and solemnly remonstrated against legislative action on the subject. Your committee, deeming it their duty to treat with proper and becoming respect, not only the expressed will of said majority, but the interest and well being of the county of which they are now citizens, therefore recommend the indefinite postponement of said bill and the subject matter thereof, and ask to be discharged from its further consideration.

And the question being on concurring in the report, and,
The ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Ellis, Evans, Hardin, Harvey, Holloway, Lyon, McCarty, Millikin, Morgan, and Porter—11.

Those who voted in the negative are,

Messrs. Brugh, Buckles, Cassatt, Conduit, Cornett, Day, Dawson, Eddy, English, Graham, Hamrick, Hanna, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, Miller, Montgomery, Morrison, Read of C., Reid of U., Sleeth, Walker, Walpole, and Woods—29.

So the Senate refused to concur in said report.

Whereupon,

Mr. Buckles moved a reconsideration of said vote;

When,

Mr. Brugh moved to lay the motion to reconsider on the table;

Which was decided in the negative.

So the motion was not laid on the table.

Mr. Buckles moved a call of the Senate;

Which was ordered.

The call having been proceeded with,

On motion by Mr. Morgan,

The further call was suspended.

The question then being, "will the Senate reconsider?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Buckles, Dole, Ellis, Evans, Hamrick, Hardin, Harvey, Herod, Holloway, Lyon, Malott, Millikin, Morgan, Morrison, Porter, Read of C., and Sleeth—20.

Those who voted in the negative are,

Messrs. Brugh, Cassatt, Cornett, Day, Dawson, Eddy, English, Graham, Hanna, Hendricks, Houghton, Hubbard, Huffstetter, Kinard, Malott, Miller, Montgomery, Odell, Randall, Reid of U., Walker, Walpole, Winstandley. and Woods.—24.

So the vote was not reconsidered.

Whereupon,

Mr. Buckles proposed the following amendment :

" Provided, however, That this act shall not be in force and take effect until a majority of the legally qualified voters of said county of Delaware shall (by a vote taken for that purpose) have decided in favor thereof."

When Mr. Brugh offered the following amendment :

Strike out the word "Delaware" and insert the word "Blackford" in lieu thereof ;

Which amendment to the amendment was not adopted.

The question then being on the adoption of the amendment ;

When,

Mr. Walpole moved to lay the amendment on the table ;

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the Affirmative are,

Messrs. Brugh, Cassatt, Day, Dawson, Eddy, English, Graham, Hanna, Hendricks, Houghton, Hubbard, Huffstetter, Malott, Miller, Montgomery, Odell, Randall, Read of Clark, Reid of Union, Tee-garden, Walker, Walpole, Winstandley and Woods—24.

Those who voted in the Negative are,

Messrs. Adams, Allen, Berry, Buckles, Conduit, Cornett, Dole, Ellis, Evans, Garver, Hamrick, Hardin, Harvey, Herod, Holloway, Kinnard, Lyon, McCarty, Millikin, Morgan, Morrison, Porter, and Sleeth—23.

So the amendment was laid upon the table ; when,
Mr. Buckles proposed the following amendment :
Add the following proviso :

“ *Provided*, That this act shall not take effect and be in force until a majority of the legally qualified voters of said counties of Blackford and Delaware shall (by a vote taken for that purpose) have decided in favor thereof.”

When,

Mr. Brugh moved to lay the amendment on the table ;
And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Brugh, Conduit, Day, Dawson, Eddy, English, Evans, Graham, Hendricks, Houghton, Hubbard, Huffstetter, James, Malott, Miller, Montgomery, Odell, Randall, Read of C., Reid of U., Teegarden, Walker, Walpole, Winstandley, and Woods—25.

Those who voted in the negative are,

Messrs. Adams, Allen, Buckles, Cornett, Dole, Ellis, Hamrick, Hanna, Harvey, Holloway, Kinnard, Lyon, McCarty, Millikin, Morgan, Morrison, Porter, and Sleeth—18.

So the amendment was laid on the table ; when,
Mr. Brugh moved the previous question ;
Which was not seconded.
Whereupon,
Mr. Buckles offered the following amendment :

Strike out the word “majority,” in section 5, and insert the words “two thirds” in lieu thereof.

Mr. Brugh moved to lay the amendment proposed by Mr. Buckles, on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Cassatt, Cornett, Day, Dawson, English, Graham, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Montgomery, Morrison, Odell, Randall, Read of C., Read of U., Teegarden, Walker, Walpole, and Woods—29.

Those who voted in the negative are,

Messrs Buckles, Conduit, Dole, Eddy, Ellis, Evans, Hamrick, Hanna, Hardin, Harvey, Holloway, Lyon, Millikin, Porter, and Sleeth—15.

So the amendment was laid on the table.

When Mr. Buckles proposed the following amendment:

SEC. —. That all persons feeling themselves aggrieved by their remote location from the county seats of their respective counties, shall be allowed to petition the board of commissioners of the county in which they reside, to attach them to some county more convenient to them, and it is hereby made the duty of said board of commissioners, when so petitioned, to grant the prayer of said petition, and to make all orders necessary to carry the same into as full and complete effect as the legislature might or could do.

Whereupon,

Mr Brugh moved to lay the amendment, last proposed by Mr. Buckles, on the the table;

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Conduit, Cornett, Day, Dawson, Dole, Ellis, English, Graham, Hamrick, Hanna, Hardin, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Malott, McCarty, Miller, Montgomery, Morgan, Morrison, Odell, Randall, Read of C., Reid of U., Teegarden Walker, Walpole, and Woods—34.

Those who voted in the Negative are,

Messrs. Buckles, Evans, Harvey, Kinnard, Lyon, Millikin, and Sleeth—7.

So the amendment was laid upon the table.

Whereupon, Mr. Hanna proposed the following amendment:

Add the following section:

SEC. 5. That the territory included within the following described

boundaries, to-wit: Commencing at the north-east corner of section twenty-two, in township twelve north, range five west, running thence east two miles, to the range line, thence south, on the line dividing ranges four and five, to the line dividing township nine and ten, thence west to the south-east corner of section thirty-four, in township ten north, of range six west, thence north six miles, thence east six miles, thence north nine miles, to the place of beginning; which now forms and constitutes a part of the territory of the county of Owen, be and the same is hereby attached to the county of Clay, and shall hereafter form and constitute a portion of the county of Clay. *Provided*, that before the same is attached to the county of Clay, there shall be a vote taken in the same manner, of the legal voters residing in said territory, and under the same rules and regulations herein provided in reference to the counties of Delaware and Blackford; only substituting the word Clay, instead of the word Blackford, and the word Owen, instead of the word Delaware, in reference to attaching the territory in this section described, and taking the vote above provided for. And that the county commissioners of Clay county, shall perform all the duties in reference to the territory last described, which it is provided in this act, the commissioners of the county of Blackford shall perform in reference to the territory first above described. And that the officers residing in the territory last above described, and the suits commenced therein and growing out thereof, shall continue and be decided, and the officers serve in the same manner that the officers in the first described territory is required to do, by this act, and the said cases are required to be determined and executed. That the taxes shall be collected in the same manner, in the territory last above described, which by this act is provided for the collection of the taxes in the territory first above described. That it shall be the duty of the Governor, to make the same proclamation, if necessary, after the vote shall have been taken in the last described territory, which it is herein provided, he shall make in reference to the first described territory. And that all and every part of this act shall operate in as full and ample a manner, (only requiring the change of the names of counties,) in the territory last above described, as the same can operate in the territory first above described.

Whereupon,

Mr. Brugh moved the previous question;

And the question being, will the Senate second the previous question?

And the ayes and noes being demanded by two Senators they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Cornett, Day,

Dawson, Eddy, Ellis, English, Graham, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Montgomery, Morgan, Odell, Randall, Read of C., Reid of U., Rousseau, Teegarden, Walker, Walpole, and Woods—34.

Those who voted in the negative are,

Messrs. Berry, Dole, Evans, Hamrick, Hanna, Hardin, Harvey, Lyon, Millikin, Morrison, and Sleeth—11.

So the previous question was seconded.

And the question then being, shall the main question be now put?

And it was decided in the affirmative.

The main question being, shall the bill be engrossed for a third reading?

And the ayes and noes being demand by two Senators, they were ordered:

Those who voted in the Affirmative are,

Messrs. Brugh, Buckles, Cassatt, Day, Dawson, Eddy, English, Graham, Hendricks, Herod, Houghton, Hubbard, Huffstetter, James, Malott, McCarty, Miller, Morrison, Odell, Randall, Read of U., Teegarden, Walker, Walpole, Winstandley, and Woods—26.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cornett, Dole, Ellis, Evans, Hamrick, Hanna, Hardin, Harvey, Holloway, Kinnard, Lyon, Millikin, Montgomery, Morgan, Porter, Read of C., and Sleeth—20.

So the bill was ordered to be engrossed for a third reading.

When Mr. Buckles gave notice that he would move to reconsider the vote aforesaid.

By Mr. Millikin,

MR. PRESIDENT:

The select committee to whom was referred a petition of sundry citizens of Dearborn county, in relation to the poor of Dearborn county, have had the same under consideration and directed me to report the following bill and recommend its passage:

No. 267. A bill for the temporary relief of the poor of Dearborn county;

Was read a first time and passed to a second reading.

By Mr. James,

MR. PRESIDENT :

The select committee to whom was referred the petition of Samuel Orr and Thomas E. Garvin, have had the same under consideration and have directed me to report the same back with the accompanying bill, and recommend its passage without amendment :

No. 268. A bill providing for the relocation of Orr and Harrison's addition to the eastern enlargement of Evansville ;

Was read a first time and passed to a second reading.

By Mr. Cassatt,

MR. PRESIDENT :

The select committee to which was referred Senate bill, No. 102, have had that subject under consideration and have directed me to report the same back, amended as follows, and when so amended, recommend its passage :

Strike out the original bill from its enacting clause and insert the following as a substitute therefor :

Amendments referred to—

SEC. 1. Every abled bodied male citizen resident of the county of Wabash, over the age of twenty-one years and under the age of fifty years shall perform not less than two nor more than four days labor in each year on the roads in the district in which he resides ; *Provided, however*, he shall be notified of the time and place he is required to work, by the supervisor of the proper district.

SEC. 2. There shall be assessed and collected, for the purpose of constructing and repairing roads in the county aforesaid, the sum of one and one-fourth cents on each and every acre of land lying and being with the limits of said county subject to taxation ; and on all town lots, and the improvements thereon, and the personal property of any resident citizen of any town in said county, there shall be assessed by the Board of Commissioners of the county aforesaid, at their March term in each year, a tax for road purposes not exceeding twenty-five cents on each one hundred dollars' worth thereof : which tax shall be in lieu of all road tax required to be levied by section 101 of the act to which this is an amendment.

SEC. 3. That the Board doing county businesss in said county shall, at the March term thereof, upon petition of a majority of the tax payers of any township or road district in said county, levy an ad valorem tax for road purposes, not exceeding twenty-five cents on each one hundred dollars' worth of both real and personal property subject to taxation in the township or district so petitioning ; which said tax shall be in lieu of the road tax authorized and required to be levied by the second section of this act.

SEC. 4. Any supervisor in said county is hereby authorized to

increase the road tax in his district, which may be assessed under the second or third sections of this act, by assessing an additional tax, not exceeding fifty per cent. on the original amount of tax, on the property specified in said sections, in all cases where the condition of the roads may require the same ; and it shall be the duty of such supervisor to notify each individual resident tax payer of his district liable to pay such tax, of such additional assessment, and upon failure to pay such additional tax the supervisor is hereby authorized to bring suit as in other cases authorized by the act to which this is an amendment ; and such supervisor shall return a list of all such additional tax as may remain unpaid, to the county Auditor on the first day of June annually, to be charged on the first succeeding duplicate of taxes against the proper person or property, and shall be collected and disbursed by the county Treasurer to the proper supervisor of the district where such tax was assessed ; *Provided, however,* that any person liable to pay any road tax under the provision of this act, or the act to which this is an amendment, shall be allowed to work out the same under the direction of the proper supervisor at the rate of seventy-five cents per day.

SEC. 5. That the county Auditor, Treasurer, Assessor, and Supervisors of the county aforesaid shall be governed by the act, to which this is an amendment, in the auditing, assessing, collecting, and disbursing the taxes hereby authorized to be levied, and that the act to which this an amendment is hereby continued in full force in the county of Wabash, excepting such provisions as conflict with and render void the obvious intent of this act.

SEC. 6. This act to be in force from and after its passage, and a certified copy hereof filed in the Auditor's office of Wabash county ; and it is hereby made the duty of the Secretary of State to certify and forward a copy of this act forthwith to the Auditor of said county.

Which report was concurred in, the amendment adopted by unanimous consent.

No. 102. A bill to amend an act to revise and consolidate the several acts of the General Assembly relative to laying out, repairing, opening, changing, and vacating public highways, and to the erection and repair of bridges, and to amend the same as far as relates to the county of Wabash ;

Was passed.

By Mr. Hamrick,

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of Montgomery, Park, and Putnam counties praying for the organization of a new county out of the surplus of said counties, have had the same under consideration, and have directed me to report to following bill for the consideration of the Senate ;

No. 269. A bill to organize a new county out of the counties of Putnam, Monrgomery, and Park ;

Was read a first time and passed to a second reading.
By Mr. Randall,

MR. PRESIDENT :

The select committee to whom was referred bill No. 264, of the House in relation to the erection of a mill dam in Allen county, have had the same under consideration, and directed me to report the same back with the following amendment, and when so amended to recommend its passage.

Amendment referred to—

Strike out the first section from the enacting clause and insert, "That John C. Hursh of Dekalb county be and he is hereby authorized to construct a mill dam in section twelve of Cedar creek township, in Allen county, across Little St. Joseph River."

When,

On motion by Mr. Dawson,

The bill and pending amendment were recommitted to a select committee consisting of Messrs. Dawson, Randall, and Eddy.

By Mr. Woods,

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 199, to authorize justices of the peace in Switzerland county to perform the duties of coroner in certain cases, have had the same under consideration, and have directed me to report it back, with the following amendment, and when so amended, recommend its passage.

Amendment referred to—

After the word "of" as it first occurs in the fourth line, strike out the words "the county of Switzerland," and insert the words "Posey township, Switzerland county."

Which amendment was adopted, and

The bill ordered to be engrossed for a third reading.

Mr. Ellis asked and obtained leave to make the following report from the committee on manufactures :

MR. PRESIDENT :

The committee on manufactures which had been required to inquire into the expediency of having made a thorough geological survey of the State, after due consideration of the subject, though

they feel deeply the importance of the subject, in view of the embarrassed condition of the financial affairs of the State, do not feel justified at this time to report a bill for that purpose providing for the expenses to be paid out of the Treasury of the State; but have instructed me to report the following joint resolution, and to recommend its passage :

No. 270. A joint resolution upon the subject of a grant of land for a geological survey of the State of Indiana;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the joint resolution read a second time, and

On further motion by Mr. Ellis,

The rules were further suspended, the joint resolution considered as engrossed, read a third time, and passed.

By Mr. McCarty,

MR. PRESIDENT :

The select committee to whom was referred the petition of Asher Cox and others relative to donating a lot to a fire company therein named, have had the same under consideration, and have directed me to report the following bill and recommend its passage :

No. 271. A bill donating lot No. 9, in block No. 147, to Fire company herein named ;

Was read a first time and passed to a second reading.

By Mr. Evans,

MR. PRESIDENT :

The committee on the State Prison have directed me to report the following bill :

No. 272. A bill imposing additional duties on the Warden and the Superintendent of the State Prison Buildings ;

Was read a first time and passed to a second reading.

On motion by Mr. Berry,

The Senate reconsidered the vote heretofore taken by the Senate refusing to print the report of the select committee on the subject of the black laws, &c.

When Mr. Hardin moved to amend by striking out "500" and insert "200" in lieu thereof.

Which amendment was accepted by the mover.

Whereupon Mr. Ellis moved to lay the motion to print on the table.

Which was decided in the negative.

The question then being on printing 200 copies for the use of the Senate.

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Allen, Brugh, Cornett, Day, Dawson, Eddy, English, Evans, Hardin, Hendricks, Holloway, James, Kinnard, McCarty, Miller, Millikin, Montgomery, Morrison, Odell, Reid of U., Rousseau, Teegarden, Walker, Winstandley, and Woods.—25.

Those who voted in the negative are,

Messrs. Adams, Cassatt, Conduit, Ellis, Graham, Hamrick, Hanna, Harvey, Herod, Houghton, Hubbard, Malott, Morgan, Porter, and Walpole.—15.

So the Senate decided that 200 copies of said report be printed.
By Mr. Houghton,

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 228, "A bill making additional appropriations for the year 1850, upon the New Albany and Vincennes Turnpike road," have had the same under consideration, and made one amendment, and when adopted recommend its passage.

Amendments referred to :

That there shall be appropriated and expended upon that portion of the New Albany and Vincennes Turnpike road lying east of Paoli, in addition to the appropriations already made, one thousand dollars for the year 1850, out of the tolls arising from said road to be expended under the direction of the superintendent thereof in repairing and keeping up the same.

Sec. 2. That there shall also be appropriated and expended upon that portion of said road lying west of Paoli, for the year 1850, in addition to what has already been appropriated, the sum of five hundred dollars, out of the tolls of said road, to be expended in re-flooring and repairing the bridges now in use on that portion of said road, under the direction of the superintendent aforesaid.

Sec. 3. That said superintendent is hereby requested and authorized to contract for and procure good oak plank, two inches thick, for the purpose of re-covering or flooring said bridges, or such of them as may most need the same, which shall be paid for in quarterly payments, the times of which said quarterly payments shall be computed from such time or times as the interest of said road

may require, or as may be agreed upon between the parties, and to make such other repairs upon said road and bridges lying west of Paoli as the amount of money hereby appropriated for that purpose will permit him to do.

Sec. 4. That the citizens of the county of Martin liable to work on public highways, residing within one mile and a half of that portion of said road running through said county, upon either side thereof, extending as far west as, and including the town of, Mt. Pleasant, shall be required to work said road, or that portion of the same running through their respective districts, in the same manner as they are required to work public highways in said county; and any person liable to work on public highways as aforesaid, and failing to work upon the same, or to provide an able bodied substitute when duly notified, shall be liable to the same penalties and subject to the same liabilities as for failing to work upon the public highways of this State; and the several supervisors of road districts through which said portion of said road may run, for failing to cause said road to be worked as aforesaid, or to keep the same in good repair as the amount of hands under their control will permit, shall be liable to presentment or indictment in the proper circuit court, and to be fined in any sum not exceeding fifty dollars, and not less than ten dollars.

Sec. 5. That the citizens of Orange county liable to work on roads, shall work on said road as in other road districts in said county west of Paoli.

Sec. 6. This act to be in force from and after its passage, and it is hereby made the duty of the Secretary of State to forward a certified copy of this act to the Clerk of the Orange circuit court.

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Houghton,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

Mr. Montgomery moved to take from the table House bill

No. 34. A bill to incorporate the White county Monticello Bridge company;

Which motion prevailed; when,

On motion by Mr. Montgomery,

The Senate re-considered the vote of the Senate in concurring in the report of the committee, and adopting the amendment.

And,

On motion by Mr. Montgomery,

The bill was re-committed to the committee on corporations.

On motion by Mr. Hamrick,

The order of business was suspended and leave given to introduce bills.

By Mr. Hamrick,

No. 273. A bill to incorporate the North-Western Christian University;

Which was read a first time, and,

On motion by Mr. Hamrick,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Messrs. Hamrick, Adams, Houghton, Hendricks, and Allen.

By Mr. Harvey,

No. 274. A bill to extend the benefit of a certain act therein named ;

Which was read a first time and passed to a second reading.

By Mr. Morgan,

No. 275. A bill to amend an act entitled "an act more effectually to prevent the retailing of spirituous liquors in certain counties therein named," approved January 16, 1849 ;

Which was read a first time and passed to a second reading.

By Mr. Hubbard,

No. 276. A bill to authorize the construction of a railroad from Rushville to Lewisville, in Henry county ;

Which was read a first time and passed to a second reading.

By Mr. Hendricks,

No. 277. A joint resolution allowing each of the benevolent institutions of the State a copy of the general and local laws and the revised code ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the joint resolution read a second time, and,

On further motion by Mr. Hendricks,

The rules were further suspended, the joint resolution considered as engrossed, read a third time and passed.

By Mr. Odell,

No. 278. A bill for the punishment of misdemeanors in Lafayette, in Tippecanoe county ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and ordered to be engrossed for a third reading.

By Mr. Berry,

No. 279. A bill to incorporate the Brookville Railroad company ;

Which was read a first time, and,

On motion by Mr. Berry,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Odell,

No. 280. A bill to incorporate the Tippecanoe Monument association ;

Which was read a first time and passed to a second reading.

Whereupon,

Mr. Hanna asked and obtained leave to introduce the following resolution :

Resolved, That when the Senate adjourn it will stand adjourned until Monday morning at 9 o'clock.

Which was not adopted.

On motion,
The Senate adjourned.

Two o'clock, P. M.

The Senate met.

When,

Mr. Sleeth asked and obtained leave to introduce the following resolution :

Resolved, That the committee on benevolent institutions have leave of absence, during this afternoon, for the purpose of visiting, in their official capacity, the Deaf and Dumb Asylum.

Which was adopted.

BILLS INTRODUCED.

By Mr. James,

No. 281. A bill to incorporate the Ohio river and Princeton Plank Road company ;

Which was read a first time and passed to a second reading.

When,

Mr. Garver asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of the counties of Clinton and Tipton, praying for the location of a State road, have had the same under consideration, and directed me to report to the Senate the accompanying bill and recommend its passage.

No. 282. A bill to locate a State road in the counties of Clinton and Tipton ;

Was read a first time, and,

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and ordered to be engrossed for a third reading.

Mr. Ellis asked and obtained leave to introduce the following bill :

No. 283. A bill to encourage the investment of capital for manufacturing purposes ;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and

Referred to the committee on manufactures.

Mr. Garver asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the House, No. 183, have had the same under consideration, and directed me to report the following amendments and recommend its passage :

Strike out the words "Spencer, Hamilton, Jackson, and Marion wherever they occur."

Which report was concurred in, the amendment adopted, and bill of the House,

No. 183. A bill to regulate grand and petit jurors' fees in the county of Adams and other counties therein named ;

Was ordered to be engrossed for a third reading.

BILLS INTRODUCED.

By Mr. Reid of Union,

No. 284. A bill to amend the 85th section of chapter 47 of the Revised Statutes of 1843 ;

Which was read a first time, and,

On motion by Mr. Reid of U.,

The rules were suspended, the bill read a second time, and

Referred to the judiciary committee.

By Mr. Garver,

No. 285. A bill to repeal an act, entitled "An act to amend section 101 of chapter 38, of the Revised Statutes of 1843 ;

Which was read a first time, and,

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and

Referred to the judiciary committee.

By Mr. Hendricks,

No. 286. A bill authorizing courts of chancery to aid courts of law in enforcing the payment of certain judgments ;

Was read a first time and passed to a second reading.

By Mr. Allen,

No. 287. A bill incorporating the Crawfordsville and Terre Haute Plank Road Company ;

Which was read a first time, and,

On motion by Mr. Allen,

The rules were suspended, the bill read a second time, and,

Referred to the committee on corporations.

By Mr. Millikin,

No. 288. A bill to prevent the consolidation of indictments for selling liquor in Dearborn county ;

Which was read a first time and passed to a second reading.

By Mr. Holloway,

No. 289. A bill to incorporate the Richmond and Liberty Turnpike Company ;

Was read a first time, and,

On motion by Mr. Holloway,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations ;

By Mr. Hendricks,

No. 290. A bill to amend several acts incorporating Turnpike Roads therein named ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Hendricks,

No. 291. A bill to incorporate the Jefferson County Historical Society ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 5. An act defining the duties of auditor and treasurer of the counties of Delaware and Randolph ;

No. 28. An act to regulate and change the mode of selecting petit jurors in Laporte county ;

No. 99. An act to amend the charter of the Indianapolis and Bellefontaine Railroad Company ;

Which I am directed to bring to the Senate for the signature of the President thereof.

so the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the Speaker of the House has signed the following enrolled act of the Senate :

No. 29. An act to amend "An act to incorporate the Central Plank Road Company," approved January 16, 1849 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from His Excellency, the Governor, by Mr. Tarkington, the Executive Messenger :

MR. PRESIDENT :

I am directed by the Governor to inform the Senatè, that he has approved and signed the following bills to-wit :

No. 14. An act to amend an act to incorporate Anderson's Collegiate Institute ;

No. 19. An act to amend an act entitled "An act to authorize a company to construct a turnpike road from the point where the present State road from Oxford to Connersville, crosses the State line of Ohio and Indiana, to Connersville ;

No. 21. An act to amend an act entitled "An act defining the duties of the treasurer, auditor, and supervisors of highways in the county of Dearborn," approved January 26, 1847 ;

No. 32. An act to extend the time of holding commissioners' court in Marion county ;

No. 33. An act to amend the 18th section of article 3, chapter 5 of the Revised Statutes of 1843 ;

No. 53. An act to amend section 82, chapter 6 of the Revised Statutes of 1843, extending the use of the State Library to professors and teachers ;

No. 54. An act extending the time of holding the sessions of the board of county commissioners of the county of Fountain ;

No. 61. An act for the relief of the heirs of William Shultz, deceased ;

No. 62. An act to amend an act entitled "An act to increase and extend the benefits of Common Schools," approved January 17, 1849 ;

No. 64. An act to extend the time of holding the sessions of the board of county commissioners of Montgomery county ;

No. 66. An act to amend an act entitled "An act to incorporate the Moscow and Blooming Grove Turnpike company," approved January 15, 1849 ;

No. 67. An act to amend the act, entitled "An act to change the time of holding the probate court in Franklin county," approved Feb. 15, 1848 ;

No. 68. An act to amend an act entitled "An act to change the mode of electing grand jurors in the county of Orange ;" approved January 12, 1849 ;

No. 69. An act more effectually to enable the Trustees of the Harrison County Seminary to convey certain lots therein named ;

No. 71. An act to amend an act, entitled "An act to amend an act, entitled an act to incorporate the Knightstown and Shelbyville Railroad Company," returned by the Governor to the Senate the 11th February, 1848 ;

No. 72. An act for the relief of Herrman Henry Kluter and Frederick William Kluter, of the county of Ripley, Indiana ;

No. 74. A joint resolution relative to a settlement of the accounts subsisting between this State and the General Government, relative to the three per cent. fund ;

No. 81. An act authorizing the board doing county business for the county of Morgan to continue in session ten days at their March and June terms ;

No. 168. An act authorizing the vacation of a part of the State road leading from Fort Wayne to Lima, and for other purposes ;

No. 193. A joint resolution awarding the thanks of the General Assembly of the State of Indiana to Mrs. Monimia Boyd, for her valuable present of a painting called "A Hoosier's Nest ;"

No. 96. An act directing the Secretary of State to make a patent for a certain lot in the town of Indianapolis to Samuel Henderson ;

No. 131. An act to enable the Indiana yearly meeting of the religious society of Friends to receive, hold, manage, appropriate, and dispose of property for religious, educational, charitable, and benevolent purposes ;

No. 80. An act to extend the powers of the President and Trustees of the town of Columbus ;

No. 90. An act to compel speculators to pay a tax equal to that paid by actual settlers in the county of Noble ;

No. 163. An act to incorporate the Vevay, Mount Sterling, and Versailles Turnpike Road Company ;

No. 83. An act to consolidate and publish in one act the several acts, and parts of acts, that now incorporate the Madison and Napoleon Turnpike Company ;

All of which originated in Senate.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the following engrossed amendments of the Senate, to the following engrossed bills of the House without amendment :

No. 30. An act to amend an act entitled "an act to incorporate the Harrison, New Trenton, Rochester, and Brookville Turnpike Company," approved January 13, 1849.

No. 301. An act to incorporate the Danville, North Salem, and Crawfordsville Plank Road Company.

On motion by Mr. Holloway,

The consideration of "the resolution in regard to the Legislature adjourning," (which was made the special order of this day,) was postponed until Monday next, at 2 o'clock, P. M.

On motion by Mr. Holloway,

The consideration of the orders of the day was suspended,

And the following message from the House of Representatives was taken up.

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof:

No. 248. An act to dispose of the equity of redemption of the State of Indiana in the White Water Valley Canal, and for other purposes.

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 248. A bill to dispose of the equity of redemption of the State of Indiana in the White Water Valley Canal, and for other purposes ;

Which was read a first time, and,

On motion by Mr. Holloway,

The rules were suspended, the bill read a second time,

When Mr. Berry proposed the following amendment :

Amend by adding :

Sec. 1. The purchaser or purchasers of said canal shall keep in good repair such bridges as shall be necessary to the safe and easy crossing of said canal, wherever it shall obstruct any State or county road located in the State of Indiana, prior to its construction.

Sec. 2. It shall be the duty of the purchaser or purchasers of said canal, to cause to be placed at the head of the canal at Cambridge City, and at the terminus at Lawrenceburgh, good and substantial stones, at least six feet in height above the ground, upon which shall be graven the date of the act authorizing its construction, the amount expended by the State upon said work, the date of the act selling the work, the time it was sold, and what amount was received therefor ; and it is hereby made the duty of the Auditor of State to furnish to such purchaser or purchasers the facts necessary to enable him or them to comply with the provisions of this section.

When Mr. Holloway moved to lay the amendment proposed by Mr. Berry, on the table,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Day, Dole, Ellis, Evans, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Reid of U., Rousseau, Teegarden, and Walpole—18.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cornett, Eddy, English, Garver, Hamrick, Hanna, Huffstetter, James, Kinnard, Malott, Miller, Milliken, Morrison, Porter, Read of C., Sleeth, Walker, Winsteadley, and Woods—22.

So the amendment was not laid on the table.

The question then being on the adoption of the amendment, a division of the question being called for, the President decided the same to be susceptible of division, and stated the question will be on the adoption of the first section of the amendment,

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Allen, Berry, Dawson, Garver, Hanna, Kinnard, Lyon, Malott, Miller, Porter, Sleeth, Winsteadley, and Woods.—13.

Those who voted in the negative are,

Messrs. Adams, Brugh, Buckles, Cassatt, Cornett, Day, Dole, Eddy, Ellis, English, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Millikin, Montgomery, Morgan, Morrison, Odell, Randall, Read of C., Reid of U., Rousseau, Teegarden, Walker, and Walpole—31.

So the first section of the amendment was not adopted.

The question then being on the adoption of the second section of the amendment, and

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are.

Messrs. Adams, Berry, Buckles, Cornett, Dawson, Eddy, Garver, Hanna, Huffstetter, Lyon, Malott, Miller, Morrison, Reid of U., Sleeth, and Winsteadley—16.

Those who voted in the Negative are,

Messrs. Allen, Brugh, Cassatt, Day, Dole, Ellis, Evans, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinard, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Randall, Read of C., Rousseau, Teegarden, Walker, Walpole, and Woods—29.

So the second section of the amendment was not adopted.

Whereupon,

Mr. Hanna proposed the following amendment :

WHEREAS, Doubts have arisen in reference to the legal right of the White Water Valley Canal Company to estimate, in the aggregate cost of the construction of said work, as made by the company, all *extraordinary* repairs made by said company, which amounts to a large sum : AND WHEREAS, the said company allege that said work is of no great value, and will yield no profit to the State, after the fifteen years provided for in said original charter: AND WHEREAS, Being willing that full justice may be done said company, and that all expenditures for extraordinary repairs may be considered as expense of construction, at the time the State shall attempt to redeem said work as provided for in said charter, therefore,

Sec. 1. *Be it enacted by the General Assembly of the State of Indiana*, That all sums fairly expended by said company in repairs of an extraordinary nature upon said work, may, and shall be, by said company, estimated as expenditures for construction, and the State of Indiana shall pay and discharge the same or other costs of construction, whenever she may resume the same as provided for in the original charter of said company ; and said company may estimate and declare dividends upon the same as upon other costs of construction.

Sec. 2. That for the purpose of determining the amount of such extraordinary repairs, the Governor shall, previous to the first day of April next, appoint a commissioner, who shall be a practical engineer, whose duty it shall be, so soon as convenient thereafter, to visit the several offices of said company, and examine the proper books, vouchers, estimates, and all other papers submitted to him, examine said work, and shall also have power to take such testimony as may be necessary.

Sec. 3. That it shall devolve upon said company to show that repairs made were of an extraordinary character.

Sec. 4. Said company shall not have the benefit of any repairs made, if the same were made in a negligent, insufficient, and improper manner, so that it afterwards became necessary to expend other sums upon the same work, or may soon be necessary to do so.

Sec. 5. Said commissioner shall report the result of the exami-

nation to the Governor so soon as completed, and the sum found by him to be the actual value of the extraordinary repairs by said company, made in a permanent and substantial manner, shall be by the Governor, in his direction, filed in the office of the Secretary of State, and a certified copy thereof, by said Secretary, sent to the President of said company, and shall thereafter be considered as the amount of said repairs.

Sec. 6. Said commissioner shall not be confined to the amount paid by said company for repairs, but shall estimate the actual value thereof; and it shall be the further duty of said commissioner to make to the Governor a full report of the value of said work, and the water power connected therewith, at the time, and the prospective value, for manufacturing or other purposes.

Sec. 7. If said company shall refuse to furnish said commissioner free access to all records, documents, and other papers of said company, and to furnish him with all the information in their power, then they shall derive no benefit under this act.

Sec. 8. Said company shall pay said commissioner, and such assistants as he may find it necessary to employ, such sum as the Governor may direct; and shall also pay each witness regularly summoned by said commissioner before him, to testify as to questions arising in relation to said work, the sum of fifty cents per day during their necessary attendance as such.

Sec. 9. Said company, if they accept the terms of this act, shall signify their assent by filing the same in writing in the office of the Secretary of State, previous to the first day of March next.

Sec. 10. That the Governor may, in his discretion, if said commissioner's return shall be made to him in time, offer the said right of resumption which the State holds in said work, to the highest bidder, having given at least 60 day's notice, that he will receive sealed bids therefor on a certain day named in said notice; and if the same is purchased by any person or company, the Governor shall order and direct that the Secretary of State shall make and deliver to said purchaser a deed therefor: *Provided*, That if the said commissioner shall report that said work is now of value, or will be at the end of fifteen years, of considerable value, then he shall not offer the same for sale, but shall lay such report before the Legislature at the next session.

Sec. 11. This act to take effect and be in force from and after passage.

When Mr. Millikin moved the previous question, which was seconded, and the question being,

"Shall the main question be now put?"

Which was decided in the affirmative.

And the question being,

"Shall the bill be ordered to a third reading,

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Brugh, Buckles, Cassatt, Cornett, Day, Dole, Eddy, Ellis, English, Evans, Garver, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, McCarty, Millikin, Montgomery, Morgan, Odell, Randall, Reid of U., Rousseau, Teegarden, Walker, and Walpole—29.

Those who voted in the negative are,

Messrs. Berry, Dawson, Hanna, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morrison, Porter, Read of C., Sleeth, Winstandley and Woods—15.

So the bill was ordered to a third reading.

On motion by Mr. Millikin,

The rules were suspended, and

The question being shall the bill be read a third time, and

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Brugh, Buckles, Cassatt, Day, Dole, Eddy, Ellis, Evans, Garver, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Millikin, Montgomery, Morgan, Odell, Randall, Reid of U., Rousseau, Walker, and Walpole—27.

Those who voted in the negative are,

Messrs. Berry, Cornett, Dawson, English, Hanna, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morrison, Porter, Read of C., Sleeth, Teegarden, Winstandley, and Woods—18.

So the bill was read a third time and passed.

Whereupon,

Mr. Dawson asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 147, entitled "a bill for the relief of George Donaldson," have had the same under consideration, and have directed me to report the accompanying bill, without any amendment, and recommend that the original bill be laid on the table.

Which report was concurred in, and

The bill was laid on the table.

No. 292. A bill for the relief of George Donaldson of Lagrange county ;

Was read a first time, and passed to a second reading.

On motion,

The Senate adjourned.

MONDAY MORNING, JAN. 7, 1850.

The Senate met pursuant to adjournment.

On motion by Mr. Rousseau,

The reading of the journal was dispensed with.

The President laid before the Senate "The Twenty-fourth Annual Report of the Board of Managers of the Prison Discipline Society ;"

Which,

On motion,

Was laid on the table.

The President also laid before the Senate a "Memorial to the State Legislatures of the United States, in regard to amending the Federal Constitution ;"

Which,

On motion,

Was laid upon the table.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Evans,

A petition for a State road from Muncie to Newcastle ;

Which,

On motion by Mr. Evans,

Was referred to a select committee, consisting of Messrs. Evans, Buckles, and Hardin.

By Mr. Rousseau,

A remonstrance from citizens of Owen county, against changing the present boundaries of said county ;

Which,

On motion by Mr. Rousseau,

Was referred to a select committee consisting of Messrs. Hanna, Rousseau, and —.

By Mr. Evans,

The petition of citizens of Indiana, upon the subject of a Congress of nations, to settle disputes between nations ;

Which was read, and

On motion by Mr. Evans,
Referred to the committee on federal relations.

By Mr. Garver,

A petition on the subject of the black laws ;

Which,

On motion by Mr. Garver,

Was referred to the same select committee to which similar petitions had been referred, consisting of
Messrs. Reid of U., Evans, and Brugh.

By Mr. Garver,

A remonstrance against the separation of the office of county Auditor from the office of Clerk, in the county of Tipton ;

Which,

On motion by Mr. Garver,

Was laid on the table.

By Mr. Kinnard,

The petition of citizens of Carroll and Cass counties upon the subject of lot No. 7, of section 16, in township 5 north, of range 1 east, in said county ;

Which,

On motion by Mr. Kinnard,

Was referred to a select committee consisting of
Messrs. Kinnard, Garver, and Sleeth.

On motion by Mr. Rousseau,

The order of business was suspended, and, on leave granted, introduced the following bill :

No. 293. A bill to repeal an act therein named ;

Was read a first time, and,

On motion by Mr. Rousseau,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Rousseau,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Dawson asked and obtained leave to introduce bill

No. 294. A bill to incorporate the Fort Wayne, Auburn, and Steuben Plank Road Company ;

Which was read a first time and passed to a second reading.

Mr. Walpole asked and obtained leave to introduce bill

No. 295. A bill creating the Court of Common Pleas in Hancock county, and defining its jurisdiction ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, and the bill read a second time, and
Referred to the committee on corporations.

Mr. Harvey asked and obtained leave to withdraw from the files

the petition of John E. Johnson, and others, praying for the incorporation of the town of Belleville, in Hendricks county.

REPORTS FROM STANDING COMMITTEES.

By Mr. Walpole,

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the Senate "No. 189, a bill to authorize the agent of the town of Indianapolis to lease a portion of a certain square, for purposes therein named," have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

When,

Mr. Miller moved to lay the bill on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Day, Dawson, Dole, English, Garver, Hardin, Houghton, James, Kinnard, Malott, Miller, Milliken, Morgan, Porter, Randall, Rousseau, Teegarden, Walker, and Woods—21.

Those who voted in the negative are,

Messrs. Buckles, Cornett, Ellis, Harvey, Hamrick, Herod, Holloway, Lyon, McCarty, Morrison, Odell, Read of C., Reid of U., Sleeth, Walpole, and Winstandley—17.

So the bill was laid upon the table.

By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to which was referred Senate bill No. 231, for the relief of Mary Hoffman, have had the same under consideration, and directed me to report it back to the Senate without amendment and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the

House No. 252, "A bill relative to a receiver in chancery in the county of St. Joseph," have had the same under consideration, and instructed me to report said bill back to the Senate without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Buckles---

MR. PRESIDENT :

The judiciary committee, to whom was referred House bill No. 6, in relation to appeals and changes of venue from probate courts, have had the same under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Buckles---

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the Senate No. 182, to authorize taking depositions of physicians, have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Buckles---

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the Senate No. 213, for the relief of Nancy C. Barrows, of Jefferson county, have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred, and the bill ordered to be engrossed for a third reading.

By Mr. Morrison---

MR. PRESIDENT :

The committee on education, to whom was referred bill of the Senate No. 170, entitled, "An act to amend an act entitled an act to increase and extend the benefits of common schools," approved January 4, 1849, have had the subject under consideration, and

have directed me to report the same back to the Senate and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Harvey—

MR. PRESIDENT :

The committee on education, to whom was referred bill of the Senate No. 198, entitled, "A bill to amend the school law so far as the same relates to fractional township No. 3, range 10, in Jefferson county," have considered the same, and directed me to report said bill back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Cornett—

MR. PRESIDENT :

The committee on education, to whom was referred bill No. 175 of the Senate, entitled, "A bill to amend an act entitled an act to authorize county auditors to sell lands at private sale, which have been bid in for the use of the school fund, have had the same under consideration, and directed me to report it back to the Senate and recommend that it be laid on the table, as legislation on that subject at present is, in the opinion of the committee, unnecessary.

Which report was not concurred in, and,

On motion by Mr. Lyon,

The bill was recommitted to a select committee, consisting of Messrs. Lyon, Randall, and Porter.

By Mr. Reid of Union—

MR. PRESIDENT :

The committee on education, to whom was referred the resolution of the Senate, concurring in the expediency of amending the school law of 1849, so as to provide that the township trustees shall apportion the school funds to the several school districts in their respective townships, &c. &c., have had the same under consideration, and have instructed me to report to the Senate that it is inexpedient to legislate on the same at this time.

Which report was concurred in.

By Mr. Hardin—

MR. PRESIDENT :

The committee on roads to whom was referred the petition of Reason W. Prather, praying the passage of a law to relocate a certain State road in Bartholomew county, have had the same under consideration, and have instructed me to report, that the object of the petition can be secured by application to the board of county commissioners, who have full power over the subject prayed for.

Which report was concurred in.

By Mr. Dole—

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 217, have had the same under consideration, and have directed be to report the same back with certain amendments, upon the adoption of which they recommend its passage.

Amendments referred to :

Amend by striking out "infant" where it occurs in the 14th section ; also, the words, "of full age" in same section.

Add the following proviso to end of 11th section :

" *Provided*, No certificate of indebtedness shall be issued of a less denomination than fifty dollars."

Which report was concurred in, the amendments adopted, and

On motion by Mr. Dole,

The rules were suspended, and bill

No. 217. A bill to incorporate the Clinton and Illinois Plank Road Company,

Was considered as engrossed, read a third time and passed.

REPORTS FROM SELECT COMMITTEES.

The consideration of House bill

No. 205. A bill to amend an act entitled "an act to incorporate the Terre Haute and Richmond Railroad Company,

Being in order, the consideration thereof was resumed, and,

On motion by Mr. Rousseau,

The bill was laid upon the table.

By Mr. Buckles—

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 116, "An act for the better improvement of roads in the county of Grant," have had the same under consideration, and directed me

to report it back to the Senate with the following amendment, and, when said amendment is adopted, recommend its passage.

Amendment referred to :

Amend section 2d by adding the following :

“ Provided, however, That the several supervisors in the county of Delaware are hereby authorised to call out hands in their respective road districts liable to perform labor on public highways as many days over and above the two days labor now required by law as may be necessary to keep the roads and highways in said districts in passable repair : Provided, further, That if the said hands do not all perform additional labor, then it shall be the duty of said supervisors to give to those that do, a certificate of the amount of extra labor performed by them respectively, which said certificate shall entitle the holder thereof to a credit for that amount on his succeeding year’s road work : And provided, further, That road viewers in said county of Delaware shall, if they deem it proper, dispense with the services of a surveyor in viewing and locating roads and public highways in said county of Delaware ; And provided, further, That the several boards doing county business in the several counties in this State shall not be compelled to make any allowance out of the county treasuries of their respective counties, for the opening of any new highway, or the change of any old one, unless, in their opinion, the public good requires such an allowance.”

Which report was concurred in, the amendment adopted, and The bill ordered to a third reading.

By Mr. Adams—

MR. PRESIDENT :

The select committee, to whom was referred the petition of James Scott Hester, and other citizens of the county of Monroe, praying for an extension of the term of the probate court of said county, have had that subject under consideration, and have directed me to report the following bill in accordance with the prayer of said petitioners :

No. 296. A bill to extend the term of the probate court of Monroe county ;

Was read a first time and passed to a second reading.

By Mr. Hamrick—

MR. PRESIDENT :

The select committee, to whom was referred bill of the Senate, No. 273, entitled “ A bill to incorporate the North Western Christian University,” have had the same under consideration, and have

directed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in,

And the bill ordered to be engrossed for a third reading.

By Mr. Dawson—

MR. PRESIDENT :

The select committee, to whom was referred House bill, No. 162, have had the same under consideration, and have instructed me to say that they have examined the law now in force on that subject and are unable to perceive the necessity of the change proposed by said bill ; they have therefore instructed me to report said bill back without amendment, and recommend that it be laid upon the table.

Which report was concurred in, and House bill,

No. 162. A bill providing for publishing notice of the time and place of sale of delinquent lands in the county of Steuben ;

Was laid upon the table.

Also, by Mr. Dawson—

MR. PRESIDENT :

The select committee, to whom was referred House bill, No. 192, have had the same under consideration, and have instructed me to report the same back, without amendment, and recommend its passage.

Which report was concurred in, and House bill,

No. 192. A bill to confirm the Angola Plank Road Company ;

Was ordered to a third reading.

Also, by Mr. Dawson—

MR. PRESIDENT :

The select committee, to whom was referred bill of the House, No. 264, have had the same under consideration, and have instructed me to report the same back with an amendment, which, when adopted, recommend its passage.

Amendment referred to—

Strike out the first section of the bill from the enacting clause and insert :

“ That John C. Hursh of De Kalb county be, and he is hereby, authorized to build a mill-dam adjoining any land he may own in Cedar Creek township, in Allen county, across the little St. Joseph river : *Provided*, He shall not, by so building the dam, back the water of said stream above the centre line (running east and west) of section thirty-three, township thirty-three north, range fourteen east, in De Kalb county.”

Which report was concurred in, the amendment ordered to be engrossed, and House bill,

No. 264. A bill to authorize Jacob C. Hursh, of De Kalb county to erect a mill-dam across the little St. Joseph river, in Allen county, Indiana;

Was ordered to a third reading.

Mr. Morrison introduced the following resolution:

Resolved, That the Senate will, the House concurring, proceed to the election of Agent of State on Wednesday next, at 10 o'clock, A. M.

When Mr. Walpole proposed the following amendment:

Insert in the proper place as follows—

“And immediately thereafter proceed to the election of three commissioners for the Insane Asylum.”

Which amendment was adopted,

And the resolution as amended was adopted.

Mr. Montgomery asked and obtained leave to make the following report from a select committee:

MR. PRESIDENT:

The select committee, to whom was referred bill, No. 140, have had the same under consideration, and have directed me to report the same back to the Senate with one amendment, and recommend its passage.

Amendment referred to—

Strike out from the enacting clause and insert as follows:

WHEREAS, By the provisions of the two several acts of the General Assembly of this State, entitled “An act to provide for the Funded Debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville,” approved January 19, 1846, and an act, entitled “An act supplementary to the act aforesaid,” approved January 27, 1847, it was provided, amongst other things, that “the lands selected for the completion of the Wabash and Erie Canal west of Tippecanoe, and also the lands selected for the completion of the Canal east of Tippecanoe, which were classified before the same were offered for sale, shall be re-appraised in manner” as specified in the supplementary act aforesaid:

AND WHEREAS, It is provided in the act aforesaid, that the “said trustees shall cause to be constructed and kept in repair, on the entire line of said Canal, suitable bridges over all State and county roads, crossing the same in the same manner as is now required on the line of said Canal east of Tippecanoe:

AND WHEREAS, The acts aforesaid further provide that the said Trustees shall construct the side-cut opposite the town of Clinton, in

the county of Vermillion, "contemporaneously with the construction and completion of the main line of the Canal:"

AND WHEREAS, It has been made to appear to this General Assembly that the said Trustees have neglected and refused to cause the said lands to be re-appraised, and have failed to execute, or cause to be executed, deeds to the holders of certificates as required in and by the provisions of said last mentioned act, and have neglected and refused to comply with the other provisions of said acts as relates to the construction of said bridges and side-cut: Therefore,

Section 1. *Be it enacted by the General Assembly of the State of Indiana*, That the Governor shall appoint one or more competent counsel, one of whom shall reside in the county of Cass, to act as counsel for the State in prosecuting said Trustees of the Wabash and Erie Canal, and for each and every omission of duty and acts as specified in the above preamble and in this act.

Sec. 2. It shall be the duty of said attorney or attorneys, when appointed as above provided, upon complaint made in writing, verified by oath or affirmation, by any citizen of the State of Indiana, specifying the act or omission complained of, to commence a suit in the circuit court in the county in which the affiant resides, on the law or chancery side thereof, in the name of the State of Indiana, against said Trustees for a specific performance of the contract entered into between the State and her bondholders in reference to the re-appraisement of the Canal lands east and west of Tippecanoe, as specified in the act aforesaid; and also for refusing to receive Canal land scrip, and refusing to allow interest thereon, for charging illegal fees for advertising Canal lands for sale, and for declaring and charging illegal forfeitures; and for refusing to pay over moneys to purchasers of forfeited Canal lands; and for each and every omission or act that relates to the selling, forfeiting, or deeding canal lands; and for each and every violation of said contract in reference to said lands, or in reference to the construction and keeping in repair the bridges over said Canal; and to prosecute the same to final judgment or decree thereon: *Provided, however*, That before any suit or suits shall be commenced under the provisions of this act, that the attorney or attorneys prosecuting the same shall forward a correct copy of the complaint or complaints made as aforesaid.

Sec. 3. Whenever the Commissioners of the county of Vermillion shall petition the Governor so to do, he shall cause suit to be brought against the Trustees of the Wabash and Erie Canal for any failure to comply with the act, entitled "An act to provide for the Funded Debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville," approved January 19, 1846, and the supplementary act thereto, approved 27th January, 1847, so far as the same relates to the construction of a side-cut Canal to the Wabash river, on sections 136 or 137, between Coal

creek and Terre Haute, which suit shall be brought under the provisions of a joint resolution, entitled "A joint resolution in relation to the contract between the State and her bondholders: *Provided*, That the suit may be commenced in any court of competent jurisdiction on complaint.

Sec. 4. The court hearing said cause shall have power to enforce its decrees, judgments, and orders by attachment or otherwise, as to the court shall be deemed best; and said court shall also have power to annex such damages and costs to its orders, decrees, and judgments as may be just and proper, and in all cases where a decree or judgment is rendered against said Trustees, the same shall be rendered with costs of suit.

Sec. 5. The State shall not be responsible for any costs occasioned by the proceedings which may be instituted as aforesaid.

Sec. 6. Process may be sent to any county of this State, and a service upon any one of said Trustees shall be sufficient service thereof.

Sec. 7. Nothing herein contained shall be so construed as to effect, in any way, any suit or suits heretofore commenced by the State against said Trustees of the Wabash and Erie Canal. This act to take effect and be in force from and after its passage.

Which report was concurred in,

And the amendment adopted.

When Mr. Walpole proposed the following amendment:

Add as follows to section 6th—

"And the courts shall tax up against the Trustees, in the event of a judgment, order, or decree being rendered against them as such Trustees, such reasonable fees to attorneys employed in behalf of the State, as such court may think right, and the State shall not be liable for attorneys' fees."

And the question being upon the adoption of the amendment as proposed by Mr. Walpole,

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Berry, Brugh, Cornett, Dawson, Eddy, Ellis, English, Evans, Hardin, Herod, Huffstetter, James, Malott, Miller, Morgan, Porter, Read of C., Reid of U., Sleeth, Walpole, Winstandley, and Woods—23.

Those who voted in the negative are,

Messrs. Buckles, Cassatt, Day, Dole, Hamrick, Harvey, Hendricks, Holloway, Houghton, Hubbard, Kinnard, Lyon, Milliken, Montgomery, Morrison, Randall, Rousseau, Teegarden, and Walker—19.

So the amendment was adopted ; and,
 On motion by Mr. Cassatt,
 The rules were suspended and bill,
 No. 140. A bill to carry out the obvious intent and meaning of
 the contract entered into between the State and her bondholders ;
 Was read a third time and passed.
 Whereupon,
 Mr. Montgomery moved to amend the title to said bill as follows :
 Strike out from the word "to," and insert as follows, in lieu
 thereof:
 "Require the trustees of the Wabash and Erie Canal, to carry out
 the contract entered into between the State of Indiana and her
 bondholders, in good faith."
 Which was adopted.

BILLS INTRODUCED.

By Mr. Reid of Clark,
 No. 297. A bill to authorize justices of the peace, in certain
 cases, to perform the duties of coroner ;
 Which was read a first time and passed to a second reading.
 By Mr. Adams,
 No. 298. A bill to incorporate the trustees of the Indiana Fe-
 male Normal School ;
 Which was read a first time ; and,
 On motion by Mr. Adams,
 The rules were suspended, the bill read a second time, and refer-
 red to the committee on corporations.
 By Mr. Winstandley,
 No. 299. A bill to change the name of Virginia Young, to that
 of Virginia McAfee ;
 Which was read a first time and passed to a second reading.
 By Mr. Berry,
 No. 300. A bill for the relief of James Bertenshaw, of Franklin
 county ;
 Which was read a first time, and,
 On motion by Mr. Berry,
 The rules were suspended, the bill read a second time, and refer-
 red to a select committee, consisting of,
 Messrs. Berry, Mallott, and Dawson.
 By Mr. Reid of U.,
 No. 301. A bill to preserve the interest of the State of Indiana
 in the Madison and Indianapolis Rail Road ;
 Which was read a first time, and,
 On motion by Mr. Reid,
 The rules were suspended, the bill read a second time, and refer-
 red to the committee on finance.
 By Mr. Morgan,

No. 302. A bill to prevent the sale of Whisky in Washington township, Decatur county, and for other purposes ;

Which was read a first time and passed to a second reading.

By Mr. Adams,

No. 303. A bill to amend an act entitled an act to authorize the people of the several counties, to prohibit the retailing of spirituous liquors, approved January 28, 1847, so far as the same relates to the counties of Monroe and Brown ;

Which was read a first time and passed to a second reading.

By Mr. Sleeth,

No. 304. A bill to incorporate the town of Shelbyville, in Shelby county ;

Which was read a first time and passed to a second reading.

By Mr. James,

No. 305. A bill to incorporate the Evansville Insurance Company ;

Which was read a first time, and,

On motion by Mr. James,

The rules were suspended, the bill read a second time, and referred to the committee on corporation.

By Mr. Adams,

No. 306. A bill for the relief of Elias Abel, of Monroe county ;

Which was read a first time, and,

On motion by Mr. Adams,

The rules were suspended, the bill read a second time, and referred to the judiciary committee.

By Mr. Hubbard,

No. 307. A bill to incorporate the Rushville and Muncietown Rail Road Company ;

Which was read a first time, and,

On motion by Mr. Hubbard,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. James,

No. 308. A bill to incorporate the Mount Vernon Insurance Company :

Which was read a first time, and,

On motion by Mr. James,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Garver,

No. 309. A bill for the relief of John Fryberger and William Bradley :

Which was read a first time, and,

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and referred to the judiciary committee.

By Mr. Walpole,

No. 310. A bill permanently fixing the location of the Green-

field and Franklin State road, within the counties of Hancock and Shelby ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Walpole,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Walpole,

No. 311. A bill to incorporate the town of Troy, in Perry county ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

ORDERS OF THE DAY.

Bills on their Third Reading.

No. 3. A bill to abolish the office of Agent of State ;

Which was read a third time and passed.

When Mr. Morrison moved to amend the title to the bill, by striking out all after the word "to," and insert in lieu thereof—"modify the agency of State, and reduce the expense of the same."

Which was adopted.

No. 134. A bill to incorporate the Bowling Green Manufacturing and Navigation Company ;

Was read a third time and passed.

No. 160. A bill to incorporate the Hamilton Manufacturing Company ;

Was read a third time and passed.

No. 178. A bill to incorporate the Noblesville and Northfield Plank Road Company ;

Which was read a third time, and passed.

No. 183. A bill to repeal the second section of an act entitled, "an act to change the time of holding the Probate Courts in the counties of Perry and Harrison," approved December 30, 1845, and for other purposes ;

Which was read a third time, and passed.

No. 186. A bill requiring an enumeration of the white male inhabitants of this State ;

Which was read a third time, and passed.

No. 190. A bill to repeal an act entitled, "an act to vacate a certain road in the county of Switzerland," approved January 17, 1849 ;

Which was read a third time, and passed.

No. 191. A bill to establish an additional precinct in Marrs township in the county of Posey ;

Which was read a third time, and passed.

No. 192 A bill to incorporate congressional township No. 19, in Delaware and Henry counties, for the encouragement of free schools;

Which was read a third time, and passed.

No. 195. A bill to provide for the more speedy collection of the State revenue, and secure the prompt payment of the interest on the State debt.

Which was read a third time, and passed.

No. 201. A bill for the benefit of John Greene and T. T. Crittenton;

Which was read a third time, and

The question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative, are,

Messrs. Berry, Brugh, Ellis, English, Hendricks, Houghton, Hubbard, James, Kinnard, McCarty, Read of C., Reid of U., Rousseau, Walker, Winstandley, and Woods—17.

Those who voted in the negative, are,

Messrs. Adams, Buckles, Cornett, Day, Dawson, Eddy, Evans, Garver, Hamrick, Harvey, Holloway, Huffstetter, Malott, Miller, Millikin, Montgomery, Morgan, Morrison, Porter, and Teegarden—20.

So the bill did not pass.

On motion by Mr. Adams,
The Senate adjourned.

Two o'clock, P. M.

Senate met.

When,

The Senate resumed the consideration of the following resolution, that being the special order of the day for this day, at this time:

Resolved, That the Senate will, the House concurring therein, adjourn *sine die* on Monday, the 7th day of January next.

When,

Mr. Miller moved to lay the resolution on the table ;
Which motion did not prevail.

When Mr. Hardin moved to amend by striking out "Monday the 7th," and insert "January 21st ;"

When Mr. Miller moved a division of the question, and
The question being, will the Senate strike out ?

Which was decided in the affirmative ;

When Mr. Winstandley proposed to fill the blank with "January 18th ;"

Mr. Morgan proposed to fill the blank with "January 14th ;"

Mr. Morrison proposed to fill the blank with "January 16th ;"

Mr. Lyon proposed to fill the blank with "January 17th ;"

And the question being on filling the blank with "January 21st,"
that being the longest time,

And the ayes and noes being demanded by two Senators, they
were ordered.

Those who voted in the affirmative are,

Messrs. Brugh, Eddy, English, Evans, Garver, Graham, Hamrick,
Hardin, Kinnard, McCarty, Miller, Montgomery, Odell, Porter, Rousseau,
and Walker—16.

Those who voted in the negative are,

Messrs. Adams, Berry, Buckles, Conduit, Cornett, Day, Dawson,
Ellis, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard,
Huffstetter, James, Lyon, Malott, Millikin, Morgan, Morrison, Read
of C., Reid of U., Sleeth, Winstandley, and Woods—26.

So the Senate refused to fill the blank with "January 21st."

The question then being on filling the blank with "January 18th,"
and,

The ayes and noes being demanded by two Senators, they were
ordered :

Those who voted in the affirmative are,

Messrs. Brugh, Garver, Graham, Hamrick, Hendricks, Houghton,
McCarty, Miller, Montgomery, Odell, Porter, Rousseau, Sleeth,
Walpole, Winstandley, and Woods—16.

Those who voted in the negative are,

Messrs. Adams, Berry, Buckles, Cassatt, Conduit, Cornett, Day,
Dawson, Eddy, Ellis, English, Evans, Hardin, Harvey, Herod, Hol-
loway, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, Milli-

kin, Morgan, Morrison, Randall, Read of C., Reid of U., Teegarden, and Walker—30.

So the Senate refused to fill the blank with "January 18th."

The question then being on filling the blank with "January 17th," and

It was decided in the negative.

The question then being on the filling the blank with "January 16;"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Berry, Brugh, Conduit, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Milliken, Montgomery, Morrison, Odell, Porter, Rousseau, Walpole, and Woods—26.

Those who voted in the negative are,

Messrs. Buckles, Cassatt, Cornett, Day, Dawson, Eddy, Ellis, English, Evans, Hardin, Holloway, Hubbard, Morgan, Randall, Read of C., Reid of U., Sleeth, Teegarden, Walker, and Winstandley—20.

So the blank was filled with "January 16th."

The question then being on the adoption of the resolution as amended,

It was adopted.

The Senate then resumed the consideration of

THE ORDERS OF THE DAY.

Bills on their Third Reading.

No. 266. A bill to cede and transfer the right and interest of the State in and to the Northport Feeder Dam to the board of commissioners of the county of Noble, for the use of common schools ;

Was read a third time and passed.

No. 22. A bill (of the House) for the preservation of the Northport Feeder Dam ;

Was read a third time, and,

On motion by Mr. Hendricks,

Laid on the table.

Mr. Rousseau moved that the Senate re-consider the vote of the Senate on refusing to pass joint resolution of the Senate

No. 101. A joint resolution for the relief of James Gallatley and others therein named ;

And the question being, will the Senate re-consider ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Adams, Brugh, Buckles, Conduit, Day, Dawson, Dole, Eddy, English, Garver, Hamrick, Hardin, Hendricks, Herod, Houghton, Hubbard, Lyon, Millikin, Montgomery, Randall, Reid of Union, Rousseau, Sleeth, Walker, Walpole, Winstandley, and Woods—28.

Those who voted in the Negative are,

Messrs. Berry, Cornett, Ellis, Evans, Graham, Harvey, Holloway, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Morgan, Morrison, Odell, Porter, and Teegarden—18.

So the vote was re-considered.

The question then being, shall the joint resolution pass ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Brugh, Conduit, Dole, Eddy, English, Garver, Hamrick, Hendricks, Herod, Houghton, Lyon, Millikin, Montgomery, Randall, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods—23.

Those who voted in the negative are,

Messrs. Berry, Cornett, Day, Dawson, Ellis, Evans, Graham, Hardin, Harvey, Holloway, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Morgan, Morrison, Odell, Porter, and Read of Clark—21.

So the joint resolution passed.

No. 289. A bill (of the House) for the more speedy completion of the Indiana Hospital for the Insane ;

Which was read a third time and passed.

No. 305. A bill (of the House) for an appropriation for a State Fire Engine for the use of the State prison ;

Which was read a third time and passed.

No. 126. A bill to attach certain territory to the county of Blackford ;

When,

Mr. Buckles moved to re-commit the bill to the committee on the judiciary with the following instruction :

Instruct to inquire and report whether the legislature has the right to authorise the county officers of one county to transact business for another county, when that other is regularly organized. Also, the propriety of so amending said bill as to make it the duty of some officer to take a correct and complete enumeration of all of the legally qualified voters of the territory proposed to be attached; and, also, inquire into the expediency of so amending the bill as to make the citizens of said territory liable to pay their proportionable share of the county debt of said county of Delaware, incurred for Railroad purposes, and make just and proper regulations in regard to the election required by said bill.

And the question being on re-committing the bill with instructions,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Berry, Buckles, Cassatt, Cornett, Dole, Ellis, Garver, Hardin, Harvey, Holloway, Lyon, Millikin, Morgan, Morrison, Read of C., and Sleeth—17.

Those who voted in the negative are,

Messrs. Brugh, Conduit, Day, Dawson, Eddy, English, Evans, Graham, Hendricks, Houghton, Hubbard, Huffstetter, James, Kindard, Malott, Miller, Montgomery, Odell, Randall, Reid of U., Tee-garden, Walker, Walpole, and Woods—24.

So the Senate refused to re-commit the bill with instructions.

Whereupon,

Mr. Buckles moved that the Senate re-consider the vote upon ordering said bill to be engrossed ;

And the ayes and noes being demanded by two Senators, they were ordered :

When,

Mr. Buckles moved a call of the Senate.

And the call having been proceeded with,

On motion by Mr. Buckles,

Further proceedings on the call were suspended.

The question then being on the re-consideration of said vote,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Berry, Buckles, Cassatt, Cornett, Dole, Ellis,

Evans, Garver, Hardin, Harvey, Holloway, Lyon, Millikin, Morrison, Porter, Read of Clark, and Sleeth—18.

Those who voted in the negative are,

Messrs. Brugh, Conduit, Day, Dawson, Eddy, English, Graham, Hendricks, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, Miller, Montgomery, Odell, Randall, Reid of Union, Teegarden, Walker, Walpole, and Woods—23.

So the Senate refused to re-consider said vote.

The question then being, shall the bill pass?

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs Brugh, Day, Dawson, Eddy, English, Graham, Hendricks, Houghton, Hubbard, Huffstetter, James, Malott, Miller, Morrison, Odell, Randall, Read of Clark, Reid of Union, Teegarden, Walker, Walpole, Winstandley, and Woods—23.

Those who voted in the negative are,

Messrs. Adams Berry, Buckles, Conduit, Cornett, Dole, Ellis, Evans, Garver, Hardin, Harvey, Holloway, Kinnard, Lyon, Millikin, Montgomery, Morgan, Porter, and Sleeth—19.

So the bill passed.

Whereupon,

Mr. Walpole moved to reconsider said vote, and

The question being, will the Senate concur?

When,

Mr. Walpole moved the previous question, and

The question being, will the Senate second the previous question, and

The ayes and noes being demanded by two Senators, were ordered:

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Cornett, Day, Dawson, Eddy, English, Evans, Graham, Houghton, Hubbard, Huffstetter, James, Malott, Miller, Odell, Randall, Read of C., Reid of U., Teegarden, Walker, Walpole, Winstandley, and Woods—24.

Those who voted in the negative are,

Messrs. Adams, Buckles, Cassatt, Dole, Ellis, Garver, Hamrick,

Hardin, Harvey, Hendricks, Holloway, Kinnard, Lyon, Montgomery, Morrison, Porter, and Sleeth—17.

So the previous question was seconded,
And the question being, shall the main question be now put?
And it was decided in the affirmative.

The main question being, will the Senate reconsider?

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Buckles, Conduit, Cornett, Dole, Ellis, Evans, Garver, Hamrick, Hardin, Harvey, Holloway, Lyon, Millikin, Montgomery, Porter, and Sleeth—17.

Those who voted in the negative are,

Messrs. Adams, Brugh, Cassatt, Day, Dawson, Eddy, English, Garver, Hendricks, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, Miller, Morrison, Odell, Randall, Read of C., Reid of U., Teegarden, Walker, Walpole, Winstandley, and Wood—26.

So the Senate refused to reconsider said vote.

The question then being, shall

“No. 126. A bill to attach certain territory to the county of Blackford”

Be the title to the bill?

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Berry, Brugh, Buckles, Conduit, Cornett, Day, Dawson, Eddy, Ellis, English, Evans, Graham, Hamrick, Harvey, Hendricks, Houghton, James, Kinnard, Malott, Miller, Montgomery, Odell, Randall, Read of Clark, Reid of Union, Walker, Walpole, Winstandley, and Woods—30.

Those who voted in the Negative are,

Messrs. Cassatt, Dole, Garver, Hubbard, Lyon, Millikin, Morrison, Sleeth, and Teegarden—9.

So the Senate decided that the same should be the title to said bill.

Mr. Cassatt gave notice that he would move a reconsideration of the vote on the passage of bill No. 140.

No. 199. A bill to authorize justices of the peace in Posey township, Switzerland county, to perform the duties of Coroner in certain cases ;

Which was read a third time and passed.

No. 278. A bill for the punishment of misdemeanors in the town of Lafayette, in Tippecanoe county ;

Which was read a third time and passed.

No. 282. A bill to locate a State road in the counties of Clinton and Tipton ;

Which was read a third time and passed.

No. 183. A bill (of the House) to regulate grand and petit jurors, fees in the county of Adams, and other counties therein named ;

Which was read a third time, when

Mr. Garver moved to amend by inserting in the proper place the "county of Hamilton ;

Which was unanimously adopted.

Mr. Reid of U. moved to amend by inserting in the proper place the "county of Union ;"

Which was unanimously adopted.

Mr. Day moved to amend by inserting in the proper place the "county of Whitley ;"

Which was unanimously adopted.

When,

On motion by Mr. Houghton,

The bill was laid upon the table.

BILLS ON THEIR SECOND READING.

No. 202. A bill for the relief of Sylvester P. Morgan and Benjamin Fuller of the county of Clarke ;

Was read a second time, when

Mr. Cassatt proposed the following amendment :

Add as follows :

"That Hugh M. Stevenson and James Wilson be allowed the sum of one hundred dollars for similar services, in pursuing to Michigan and capturing a celebrated horse thief and murderer ;"

When Mr. Read of C. moved to lay the amendment proposed by Mr. Cassatt on the table ;

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Brugh, Cornett, English, Graham, Hamrick, Houghton, Hubbard, James, Malott, McCarty, Miller, Morgan, Porter, Read of Clark, Reid of Union, Rousseau, Sleeth, Walker, Walpole, Winstandley, and Woods—21.

Those who voted in the negative are,

Messrs. Berry, Buckles, Cassatt, Conduit, Day, Dawson, Dole, Eddy, Evans, Garver, Hardin, Harvey, Hendricks, Herod, Holloway, Kinnard, Miller, Montgomery, and Odell—19.

So the amendment was laid upon the table.

Whereupon,

Mr. Buckles moved to lay the bill on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Buckles, Cassatt, Day, Dole, Eddy, Evans, Hardin, Herod, Holloway, Miller, Montgomery, and Porter—12.

Those who voted in the negative are,

Messrs. Berry, Brugh, Conduit, Cornett, Dawson, English, Graham, Hamrick, Harvey, Hendricks, Houghton, Hubbard, James, Kinnard, Malott, McCarty, Miller, Morgan, Odell, Randall, Read of Clarke, Reid of Union, Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods—20.

So the bill was not laid on the table.

The question being,

“Shall the bill be ordered to be engrossed for a third reading.”

Which was decided in the affirmative.

So the bill was ordered to be engrossed for a third reading.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House

No. 96. An act to amend “an act to incorporate the Logansport and Rochester Michigan Road Company,” approved January 15th, 1846.

Without amendment.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the House have passed the following engrossed bills and joint resolutions of the Senate.

No. 18. An act to incorporate the Union Turnpike Company.

No. 42. An act to incorporate the Fort Wayne Fire and Marine Insurance Company.

No. 76. A joint resolution on the subject of the Michigan City Harbor.

No. 225. An act to incorporate the town of Belleville, Hendricks county.

All without amendment.

On motion by Mr. Holloway,
The Senate adjourned.

TUESDAY MORNING, JANUARY 8th, 1849.

The Senate met.

On motion by Mr. Holloway,
The reading of the journal was dispensed with.

PETITIONS PRESENTED.

By Mr. Holloway,

The petition of the citizens of Wayne county, asking that Dublin be made a point in the Terre Haute and Richmond Railroad ;

Which,

On motion by Mr. Holloway,

Was laid on the table.

REPORTS FROM STANDING COMMITTEES.

By Mr. Garver,

MR. PRESIDENT :

The committee on finance, to whom was referred bill of the Senate No. 185, relative to bonds mortgaged and forfeited to the State of Indiana, have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

And the bill was ordered to be engrossed for a third reading,
Also, by Mr. Garver,

MR. PRESIDENT :

The committee on finance, to whom was referred the petition of John Trimble and others, upon the subject of the salary of the Prosecuting Attorney of Delaware county, have had the same under consideration, and directed me to report that it is inexpedient to legislate further upon that subject at this time.

Which report was concurred in.
Also, by Mr. Garver,

MR. PRESIDENT :

The committee on finance, to which was referred the petition of citizens of Jennings county, praying for a change of the law regulating the election of assessor in said county, have had the same under consideration, and directed me to report the same back to the Senate, and recommend that it is inexpedient to legislate upon the subject.

Which report was concurred in.
By Mr. Walpole,

MR. PRESIDENT :

The committee on the judiciary, to whom was referred a bill of Senate No. 295, entitled an act creating the Court of Common Pleas in Hancock county, and defining its jurisdiction, and a majority of them direct me to report the same back, and recommend its passage.

When Mr. Buckles proposed the following amendment:
Add the following proviso :

Provided however, That the present Clerk of the Hancock Circuit Court shall discharge all the duties of the Court hereby created, and receive the fees therefor allowed by law,

And the question being on the adoption of the amendment proposed by Mr. Buckles,

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the Affirmative are,

Messrs. Adams, Berry, Buckles, Dawson, Eddy, Evans, Hamrick,

Hanna, Hardin, Huffstetter, Kinnard, Lyon, Montgomery, Morrison, Porter, and Sleeth—16.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Day, Ellis, English, Graham, Harvey, Hendricks, Herod, Houghton, Hubbard, McCarty, Miller, Millikin, Morgan, Odell, Read of C., Rousseau, Teegarden, Walker, Walpole, and Woods—23.

So the amendment was not adopted.

When Mr. Buckles proposed the following amendment :

Provided however, That said judge shall be elected by the legally qualified voters of the county of Hancock.

When Mr. Walpole proposed the following amendment to the amendment :

That for the purpose of electing said judge, there shall be an election held in each of the townships in said county on the first Monday in April next, and each qualified voter in said county may vote, and the said election shall be in all things conducted by the general laws concerning elections.

Which was adopted.

And the amendment as amended was adopted ; and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a third time,

When Mr. Sleeth moved to recommit the bill with the following instructions :

Instruct the committee to report a provision as follows :

Provided however, That this act shall not take effect and be in force until a majority of the legally qualified voters of said county of Hancock shall have decided in favor thereof by a vote to be had for that purpose.

When Mr. Walpole moved to lay the instructions on the table, and,

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Day, Dawson, Dole, Eddy, Ellis, English, Evans, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Randall, Read of C., Rousseau, Teegarden, Walker, Walpole, and Woods—30.

Those who voted in the negative are,

Messrs. Adams, Buckles, Hardin, Huffstetter, Kinnard, Morrison, and Sleeth—7.

So the instructions were laid on the table.

Whereupon,

Mr. Buckles moved to recommit the bill, with the following instructions :

Recommit with the following instructions—insert substantially the following :

Provided however, Nothing herein contained shall be so construed as to prevent the present Clerk of the Hancock Probate Court from discharging all of the duties and receiving the fees therefor, of Clerk in said Court of Common Pleas, in all matters that heretofore belonged to and was properly cognizable by the Probate Court of said county of Hancock.

When Mr. Ellis moved the previous question.

And the question being,

“Will the Senate second the call for the previous question?”

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Conduit, Day, Dawson, Eddy, Ellis, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinnard, McCarty, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., Rousseau, Teegarden, Walker, Walpole, and Woods—31.

Those who voted in the negative are,

Messrs. Buckles, Millikin, Randall, and Sleeth—4.

So the previous question was seconded.

The question then being, “shall the main question be now put?”

Which was decided in the affirmative.

The main question being, “Shall the bill pass?”

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Cornett, Day, Dawson, Dole, Ellis, English, Graham, Hamrick, Harvey, Hendricks, Herod, Houghton,

Hubbard, James, Millikin, Montgomery, Morgan, Odell, Porter, Randall, Read of C., Rousseau, Teegarden, Walker, Walpole, and Woods.
—28.

Those who voted in the negative are,

Messrs. Adams, Berry, Buckles, Eddy, Evans, Hardin, Holloway, Huffstetter, Kinnard, Lyon, Morrison, and Sleeth.—12.

So the bill passed.

By Mr. Hardin,

MR. PRESIDENT :

The committee on roads to whom was referred bill of the Senate No. 156, "to distribute the surplus road tax in Jefferson county," have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend its passage, and ask to be discharged from the further consideration thereof.

Which report was concurred in,

And the bill was ordered to be engrossed for a third reading.

By Mr. Porter,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 287 entitled, "a bill incorporating the Crawfordsville and Terre Haute Plank Road company," have had said bill under consideration, and have made two amendments thereto, and have directed me to report the same back, and upon the adoption of said amendments recommend its passage.

Amend as follows—

1st, Amend the 16th section so as to require the company to begin the construction of the said road within three years, and complete it within six years.

2d amendment,

Strike out section 17.

Which report was concurred in, the amendments adopted, and
The bill ordered to be engrossed for a third reading.

By Mr. Hubbard,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 307 have had the same under consideration, and made

sundry amendments thereto, and on the adoption of said amendments, I am directed to recommend the passage of said bill.

Amendments referred to—

Strike out of the 9th section the words, "corporation vs. counties."

Add to the third line of the 15th section, after the word expedient "not exceeding seven per cent. per annum."

Add to the second line of section 17 after the word "roads," "for transporting and traveling purposes and none other."

Add to the said 17th section at the close thereof, "*provided*, that one company shall take more than fifty thousand dollars." (And see sec. 19.)

Which report was concurred in, the amendments adopted,

No. 307. A bill to incorporate the Rushville and Muncietown Railroad company;

Was ordered to be engrossed for a third reading.

By Mr. Miller,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 113, "an act to amend an act entitled 'an act to incorporate the Lafayette Plank Road company,'" approved January 3, 1849, have had the same under consideration, and have directed me to report the same back with the following amendment, and when so amended recommend its passage. Strike out from the enacting clause and insert the following.

Amendments referred to—

Strike out from the enacting clause and insert the following :

"That all the rights, privileges, and benefits conferred upon associations or companies under and by virtue of an act entitled, "an act authorizing the construction of plank roads," approved January 15, 1849, be and the same are hereby vested in and conferred upon the said Lafayette plank road company to the same extent in every respect as though said company had originally organized under said last recited act : *Provided, however*, that the rates of toll shall remain the same as in said original act of incorporation."

"SEC. 2. This act shall be in force from and after its passage and acceptance by said company; and so much of the act to which this is an amendment as conflicts herewith is hereby repealed : *Provided, however*, that nothing in this act shall be so construed as to repeal the tenth section of the act to which this is amendatory."

Which report was concurred in, the amendments adopted, and

On motion by Mr. Lyon,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. McCarty,

MR. PRESIDENT :

The committee on corporations to whom was referred Senate bill No. 184 entitled "a bill to incorporate the Trustees of the Indianapolis Collegiate Institute," have had the same under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. Hubbard,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 290, have had the same under consideration, and directed me to report the same back to the Senate without amendment, and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. Berry,

MR. PRESIDENT :

The committee on corporations to whom was referred Senate bill No. 289, entitled "a bill to incorporate the Richmond and Liberty Turnpike company," have had the same under consideration, and directed me to report it back, and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. Porter,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 235 entitled "a bill to incorporate the Presbyterian Female College in the county of Washington," have had the same under consideration, and directed me to report it back to the Senate without amendment and recommend its passage.

Which report was concurred in, and

On motion by Mr. Morrison,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Miller,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 291 entitled "a bill to incorporate the Jefferson county Historical Society," have had the same under consideration, and a majority of said committee have instructed me to report the same back without amendment, and recommend its passage.

Which report was concurred in ;

When Mr. Hendricks proposed the following amendment :

Insert at the proper place the words "Michael C." before the word "Garber ;"

Which amendment was adopted, and

The bill ordered to be engrossed for a third reading.

By Mr. Berry,

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 279, entitled a bill to incorporate the Brookville Railroad Company, have had that subject under consideration, and directed me to report it back with one amendment, which, when concurred in, they recommend its passage.

Amendment to Senate bill No. 379—add—

Sec. —. The directors shall be liable in their individual capacity for all debts contracted for labor and not paid in their corporate capacity, and the legislature reserves the right to alter, amend, or repeal this charter, whenever it shall prove oppressive to the citizens where its franchises shall be used, or the public good shall require it.

Which report was concurred in ; when,

Mr. Berry offered the following amendment :

Add—

Sec. —. That in joining with the railroad in Dearborn county, it shall not run parallel with said road more than one mile before intersecting with the same, or upon such terms as may be agreed upon by said companies.

Which amendment was adopted, and,

On motion by Mr. Berry,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Miller—

MR. PRESIDENT :

The committee on corporations to whom was referred Senate bill No. 249, "A bill to incorporate the Lagro and North Manchester Plank Road Company," have had the same under consideration, and have directed me to report the same back without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

On motion by Mr. Read of Clark,

Bill

No. 189. A bill to authorize the agent for the town of Indianapolis to lease a portion of a certain square for purposes therein named,

Was taken from the table, and,

On motion by Mr. Read of C.,

The report was concurred in, and the bill ordered to be engrossed for a third reading.

REPORTS FROM SELECT COMMITTEES.

By Mr. Evans—

MR. PRESIDENT :

The select committee to which was referred the petition of numerous citizens of Henry and Delaware counties, have had the same under consideration, and have directed me to report the following bill and recommend its passage :

No. 212. A bill to locate a State road in the counties of Henry and Delaware.

Was read a first time and passed to a second reading.

By Mr. Conduit—

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 263, have had the subject under consideration, and have directed me to report it to the Senate with an amendment, and upon the adoption thereof, recommend the passage of the bill.

Amendments referred to—

Strike out from the enacting clause and insert as follows :

WHEREAS, As has been represented to the General Assembly, on the 14th day of January, 1834, a deed of conveyance was made by Samuel Moore to the trustees of the School Society of Moores-

ville and their successors in office, for lot No. 4 on block No. 11, in the town of Mooresville in Morgan county; and it being further represented that the said trustees and society are desirous of the power to convey their right and title in and to said lot to the trustees of the school district in which said lot is situated; therefore,

Sec. 1. *Be it enacted by the General Assembly of the State of Indiana,* That David G. Worth, Joel Dixon, Alexander Worth, Willis G. Conduit, and Asa Bales, as trustees of the School Society of Mooresville, or a majority of the survivors of them, or a majority of the survivors of the legal successors in office, of the above named trustees, be and they are hereby authorized and empowered to convey by deed the aforesaid lot No. 4 in block No. 11, in the town of Mooresville in the county of Morgan, to the trustees of the school district in which said lot is situated; which deed, when duly executed, shall convey to the said trustees of the said school district, and their successors in office, all the estate, right, title, interest, and claim, of the said school society, and of said trustees of the school society of Mooresville, in their capacity as a society and as trustees, or in any other relation whatever.

Sec. 2. This act to be in force from and after its passage, and all laws contravening the provisions thereof are hereby repealed.

Which report was concurred in, and the amendment adopted, and,

On motion by Mr. Conduit,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Reid of Union—

MR. PRESIDENT :

The select committee, to whom was referred the petition of sundry citizens of Hamilton county, praying for a repeal of that law which aids and authorizes the slave-holder to re-capture his fugitive slave when escaping from bondage, have had the same under consideration, and have fully reported already to the Senate on this subject, and request me to report that any further action thereon is inexpedient at the present time.

Which report was concurred in.

By Mr. Berry—

MR. PRESIDENT :

The select committee to whom was referred Senate bill No. 300, entitled a bill for the relief of James Bertenshaw of Franklin county, have had that subject under consideration, and directed me to report it back to the Senate with one amendment, which, when concurred in, they recommend its passage.

Amendment referred to—

Add to section 2 :

Provided, That no heirs of the late William Banes shall claim said land for seven years from the passage of this act.

Which report was concurred, the amendment adopted, and,

On motion by Mr. Berry,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

BILLS INTRODUCED.

By Mr. Kinnard,

No. 313. A bill to incorporate the Pittsburgh Library Institute ;

Was read a first time, and,

On motion by Mr. Kinnard,

The rules were suspended, the bill read a second time ; and,

On further motion by Mr. Kinnard,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. James,

No. 314. A bill for the relief of Scott, Sen., of Posey county ;

Was read a first time, and,

On motion by Mr. James,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. James,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Dole,

No. 315. A bill to regulate the relinquishment of damages upon the Wabash and Erie Canal ;

Which was read a first time, and,

On motion by Mr. Dole,

The rules were suspended, bill read a second time, and,

On further motion by Mr. Dole,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Cassatt,

No. 316. A bill for the relief of Hugh M. Stephenson and James Wilson, of Wabash county ;

Was read a first time, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a second time, and referred to the committee on claims.

By Mr. Walpole,

No. 317. A joint resolution on the subject of a mail route from Rushville, *via* Greenfield, to Noblesville, in Indiana ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the joint resolution read a second time, and,

On further motion by Mr. Walpole,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Berry,

No. 318. A bill to amend chapter 5, article 45, of the Revised Code ;

Which was read a first time, and,

On motion by Mr. Berry,

The rules were suspended, the bill read a second time, and referred to the committee on manufactures.

By Mr. Graham,

No. 319. A bill to incorporate the Cannelton Saving Institution ;

Which was read a first time, and,

On motion by Mr. Graham,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Millikin,

No. 320. A bill supplementary to an act, entitled act authorizing the school commissioners of Dearborn county to sell and convey certain school lands therein named ;

Which was read a first time, and,

On motion by Mr. Milliken,

The rules were suspended, the bill read a second time, and referred to the judiciary committee.

By Mr. Hendricks,

No. 321. A bill to incorporate the Fireman's and Mechanic's Insurance Company ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Houghton,

No. 323. A bill to amend an act, entitled an act to fix the time of holding courts in the 10th judicial circuit, approved January 25, 1847 ;

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a first time, and referred to a select committee consisting of,

Messrs. Adams, Houghton, Malott, Rousseau, and Conduit.

By Mr. Dawson,

No. 323. A bill to amend an act, entitled an act to compel speculators to pay a road tax equal to that paid by actual settlers, in the county of Noble, approved, January 4, 1850 ;

Which was read a first time, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Dawson,

The rules were further suspended, the bill considered as engrossed read a third time, and passed.

By Mr. Hendricks,

No. 324. A bill to incorporate the Madison and Clifton Water Works ;

Which was read a first time, and,

On motion by Mr. Hendricks.

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Miller,

No. 325. A bill to amend an act, entitled an act to increase and extend the benefits of common schools, approved January 17, 1849 ;

Which was read a first time, and,

On motion by Mr. Miller,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. Randall,

No. 326. A bill to incorporate the "*Chaffraus Bikin chalim irk-furans mesim*," of Fort Wayne ;

Which was read a first time, and,

On motion by Mr. Randall,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Cassatt moved to reconsider the vote on the passage of Senate bill,

No. 140. A bill to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders ;

And the question being on the reconsideration of the vote,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Day, Dole, Eddy, Ellis, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, Milliken, Montgomery, Odell, Randall, Read of C., Rousseau, Sleeth, Teegarden, Walker, Walpole, and Winstandley
—27.

Those who voted in the negative are,

Messrs. Adams, Berry, Cornett, English, Houghton, Malott, Miller, Morgan, Morrison, Porter, Reid of U., and Woods—12.

So the said vote was reconsidered.

Whereupon,

Mr. Cassatt moved to recommit the bill to a select committee, with the following instructions, viz :

Instruct the committee to strike out from the enacting clause and insert the following :

Whereas, a contract was entered into by the State of Indiana and her bondholders, by an act approved January 19, 1846, entitled an act to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville, and by an act supplementary thereto, approved January 27, 1847, whereby, among other things, the trustees of the Wabash and Erie Canal, were bound to re-appraise all Wabash and Erie Canal lands, both east and west of Tippecanoe, which are not wholly paid for, and to receive canal scrip at its full face, and six per cent. interest thereon, from date of issue, and to construct and keep in repair, sufficient bridges across the said canal, at all points where State and county roads cross or should hereafter cross the same.

And whereas, it was further provided in said acts, that the laws of the State of Indiana, then in force, regulating the sale, forfeiture, and deeding of canal lands, should remain in force and become a part of this contract, so far as the same did not conflict with the acts above referred to.

And whereas, it is represented to this General Assembly, that the said trustees, have neglected and refused to cause the said lands to be re-appraised, and have refused to receive canal scrip and allow interest thereon, that they have refused to construct and keep in repair bridges, as specified in the aforesaid contract, that they have refused to construct the said side-cut canal, as provided by the aforesaid acts, that they have refused to credit the owners of the said canal lands, with the difference between their re-appraised value and the original sum agreed to be paid at the time of purchase, that they have refused to pay over the principle and full interest to which purchasers of forfeited canal lands are entitled, from parties redeeming the same, that they have declared and received forfeitures and penalties contra y to law, that they have, in various cases, not herein mentioned, refused to carry out the spirit and letter of the acts aforesaid. Therefore,

SECTION 1. *Be it enacted by the General Assembly of the State of Indiana*, That William Z. Stewart, of the county of Cass, be and he is hereby appointed the attorney and counsellor at law, on the part of the State, to prosecute in the manner hereinafter provided, the said trustees of the Wabash and Erie canal, for any act, violation, or omission to perform the acts and duties required by the contract entered into by the State with the bondholders, in the acts referred to in the foregoing preamble. *Provided*, that the said attorney shall prosecute to final judgment or decree, one suit only, for each

violation or omission to comply with any one provision of said contract, as specified in the foregoing preamble.

SEC. 2. It shall be the duty of the attorney aforesaid, upon complaint made to him in writing, verified by oath or affirmation, by any citizen of the State, particularly specifying the act or omission complained of, forthwith, to commence suit in the circuit court of the county of Cass, on the law or chancery side thereof, by writs of *Mandamus*, *quo warranto*, *scire facias*, or other legal process, in the name of the State of Indiana, on relation of the party making said complaint, and prosecute the same to final judgment or decree and execution thereof. *Provided, however*, that the State in no case, shall be liable for costs of suit.

SEC. 3. It shall be lawful for any individual, feeling himself aggrieved for any further violation of any of said provisions of said contract with said bondholders, or omission to perform any act or duty required of said trustees, by the said act referred to in said preamble, in the name of the State of Indiana, upon complaint verified by oath, to cause like proceedings to be instituted against said trustees, and the same to prosecute to final judgment and execution in the court, and in manner provided in the two foregoing sections. *Provided, however*, that in all such proceedings authorized by this section, the individual or individuals, upon whose relation said suit, or suits shall be instituted, shall alone be liable for costs and expenses as parties are in ordinary civil suits.

SEC. 4. In all suits authorized by this section, service upon one trustee, shall be considered and taken as service upon all.

SEC. 5. That the said attorney hereby appointed, or authorized to be appointed, shall name a just and fair compensation for each case prosecuted under the provisions of this act, to be determined by the Governor, and paid out of any moneys in the State treasury, not otherwise appropriated, not to exceed in all, the sum of five hundred dollars per annum,

SEC. 6. This act to be in force from and after its passage.

Whereupon,

Mr. Reid of U., moved to amend the instructions as follows:

Amend the second section at the proper place, by inserting—

Nor any attorney's fees, for any service rendered by said attorney or attorneys, under the provisions of this act, but the same shall be paid out of the treasuries of the several counties in which suit is brought, under the order of the respective boards of the commissioners of the said counties.

Mr. Cassatt moved to lay the amendment to the instructions, proposed by Mr. Reid, on the table.

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Day, Dole, Eddy, Ellis, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, Lyon, McCarty, Montgomery, Odell, Porter, Randall, Rousseau, Teegarden, Walker, Walpole, and Winstandley—27.

Those who voted in the negative are,

Messrs. Adams, Berry, Cornett, Dawson, English, Hardin, Huffstetter, James, Miller, Millikin, Morgan, Morrison, Read of C., and Reid of U—14.

So the amendment was laid upon the table.

Whereupon,

Mr. Reid of U., proposed the following amendment to the instructions :

And be it further amended, That no attorney's fees shall be paid by the State of Indiana, under the provisions of this act, but that the several counties in which the injury complained of and suit is brought, shall pay the same out of the treasuries of said counties, and that all suits shall be brought in the respective counties in which the injury is done or contract broken ;

Whereupon,

Mr. Morgan moved the previous question,

Which was not seconded ;

When,

Mr. Rousseau moved to lay the amendment proposed by Mr. Reid of U. on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Cassatt, Conduitt, Day Dole, Eddy, Ellis, Evans, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, Lyon, McCarty, Montgomery, Odell, Randall, Rousseau, Teegarden, Walker, and Walpole—26.

Those who voted in the negative are,

Messrs. Adams, Berry, Cornett, Dawson, English, Hardin, Huffstetter, James, Miller, Millikin, Morgan, Morrison, Porter, Read of C., and Reid of U.—15

So the amendment to the instructions was laid upon the table.

Mr. Miller moved to amend the instructions as follows :

Strike out the word "five" in the 5th section and insert "there" in lieu thereof;

Which amendment was not adopted.

The question then being, on recommitting the bill, with instructions,

Was decided in the affirmative.

And the bill was re-committed to a select committee consisting of

Messrs. Cassatt, Garver, and Rousseau,

With instructions.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the House :

No 248. An act to dispose of the equity of redemption of the State of Indiana in the White Water Valley Canal, and for other puposes.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled acts of the Senate :

No. 18. An act to incorporate the Union Turnpike Company.

A joint resolution on the subject of the Michigan City Harbor.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate.

No. 225. An act to incorporate the town of Belleville, Hendricks county.

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion,
The Senate adjourned.

Two o'clock, P. M.

The Senate met.

On motion by Mr. Sleeth,

Leave of absence was granted to the committee on the benevolent institutions of the State, for this afternoon, to enable them to visit the different institutions.

Mr. Garver asked and obtained leave to introduce the following bill :

No. 327. A bill fixing the time of holding the several circuit courts in the 11th judicial circuit ;

Which was read a first time, and

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Garver,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

ORDERS OF THE DAY.

Senate Bills on their Third Reading.

No. 170. A bill to amend an act entitled "an act to increase and extend the benefits of common schools," approved January 17, 1849 ;

Which was read a third time, and,

The question being, shall the bill pass ?

Which was decided in the negative.

So the bill did not pass.

No. 182. A bill to authorize the taking of depositions of practicing physicians in certain cases ;

Which was read a third time and passed.

No. 198. A bill to amend the school law so far as the same relates to fractional township No. 3, range 10, in Jefferson county ;

Which was read a third time, and passed.

No. 202. A bill for the relief of Sylvester P. Morgan and Benjamin Fuller, of the county of Clarke ;

Which was read a third time and passed.

No. 213. A bill for the relief of Nancy C. Burrows, of Jefferson county ;

Which was read a third time and passed.

No. 231. A bill for the relief of Mary Huffman ;

Which was read a third time and passed.

No. 273. A bill to incorporate "the North-Western Christian University ;"

Which was read a third time and passed.

No. 6. A bill (of the House) in relation to appeals and changes of venue from probate courts ;

Was read a third time and passed.

No. 106. A bill (of the House) for the better improvement of roads in the county of Grant ;

Was read a third time and passed.

When,

Mr. Buckles moved to amend the title to the bill by inserting after the word "Grant" the words "and Delaware ;"

Which was adopted.

No. 192. A bill (of the House) to confirm the Angola Plank Road company ;

Was read a third time and passed.

No. 252. A bill (of the House) relative to a receiver in chancery in the county of St. Joseph ;

Was read a third time and passed.

No. 264. A bill (of the House) to authorize Jacob C. Hursh, of De Kalb county, to erect a mill-dam across the Little St. Joseph river, in Allen county, Indiana ;

Was read a third time and passed.

When,

Mr. Dawson moved to amend the title by striking out the word "Jacob" and insert "John" in lieu thereof ;

Which was adopted.

BILLS ON THEIR SECOND READING.

No. 203. A bill to locate a State road in Morgan and Owen counties ;

Was read a second time, and,

On motion by Mr. Conduit,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

No. 204. A bill to incorporate the Lafayette, Rossville, and Michigan Plank Road company ;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 205. A bill to incorporate the Eel river Bridge company ;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 206. A bill to regulate the retailing of spirituous liquors in Tippecanoe county ;

Was read a second time and ordered to be engrossed for a third reading.

No. 207. A bill to amend section 65 of chapter 54 of the Revised Statutes of 1843, so far as relates to the county of Tippecanoe ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 208. A bill to authorize the superintendent of the New Albany and Vincennes Macadamized road to pay the attorney's fee in the case of Clendenin against Frazier, in the supreme court ;

Was read a second time, and,

On motion by Mr. Winstandley,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

No. 209. A bill to provide for an extension of the time of holding the terms of the Marion probate court ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 210. A bill to vacate certain streets and alleys in Jeffersonville ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 214. A bill to authorize the Lafayette Insurance company to establish agencies, and to increase their capital stock ;

Was read a second time, when

Mr. McCarty proposed the following amendment :

Add the following :

Provided, It shall not be lawful for said company, directly or indirectly to charge or receive a greater rate of interest on notes, bills, or other evidences of debt, and no greater rate of exchange than the State Bank of Indiana is now allowed by law to receive, or as may hereafter be the current rate of exchange ; and that it shall not be lawful for said company to charge or receive any compensation for endorsing or insuring the payment of any bond, bill, note, or other instrument of indebtedness.

And so much of section — of the act of incorporation of said company, approved _____, and all acts inconsistent with this amendment be, and the same are hereby, repealed.

This amendment shall not be so construed as to interfere with the business of *bona fide* insurance by said company, or the issuing of policies of insurance against loss by fire, or any kind of risk on property in course of transportation or otherwise, and the charging and receiving such a rate of premium as may be agreed upon between the parties.

Previous to creating the additional stock hereby contemplated

and previous to all such times as it may be increased, said company shall, by publication in two or more newspapers of general circulation in the county of ———, give thirty days' notice, setting forth in every particular how said stock is to be increased, and how to be paid or secured, and shall cause a communication setting forth the same matter to be directed to each stockholder, and be deposited in the post office at ———, directed to such post office as it is understood the stockholder usually receives his communications, thirty days previous to such increase of stock.

Provided, however, That said company shall not be authorized to receive or receipt any part of this amendment without accepting the whole, and in accepting of any part of this amendment, shall be taken as conclusive evidence that the company have accepted the whole provisions of this act.

When,

On motion by Mr. Ellis,

The bill and pending amendments were referred to the committee on corporations.

No. 219. A bill to amend an act entitled "an act creating Marion court of common pleas," approved January 4th, 1849 ;

Which was read a second time, and,

On motion by Mr. McCarty,

Referred to the judiciary committee.

No. 220. A bill to vacate certain leases for water power on the Central Canal therein named ;

Was read a second time, and,

On motion by Mr. McCarty,

Referred to the committee on the judiciary.

No. 221. A bill to publish and declare in force the provisions of an act entitled "an act to increase and extend the benefits of common schools ;"

Was read a second time, when,

Mr. Berry proposed to amend as follows :

Strike out "the county of Franklin" where it occurs.

Which was adopted.

When,

Mr. Reid of Union moved to re-consider the vote by which Mr. Berry's amendment was adopted ;

Which motion did not prevail.

And the bill was ordered to be engrossed for a third reading.

No. 222. A bill to amend article 13th, chapter 40, Revised Statutes of 1843, and an act amendatory thereof, approved February 11th, 1843 ;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 223. A bill directing the Secretary of State to make a patent to James Hensley for certain Wabash and Erie canal lands ;

Was read a second time and ordered to be engrossed for a third reading;

No. 224. A bill to locate a State Road in the county of Washington;

Was read a second time, and,

On motion by Mr. Morrison,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

No. 226. A bill to incorporate the town of Noblesville;

Was read a second time, and

On motion by Mr. Garver,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

No. 227. A bill to amend the 57th section of chapter 40, of article 10, of the Revised Statutes of 1843;

Was read a second time, and

On motion by Mr. Rousseau,

Laid on the table.

No. 233. A bill to amend an act entitled "an act to incorporate the Madison, Lexington, and Brownstown Turnpike Company;

Was read a second time, and

On motion by Mr. Hendricks,

Laid on the table.

No. 234. A bill to incorporate the Mixerville Turnpike Company;

Which was read a second time, and

On motion by Mr. Berry,

Referred to the committee on corporations.

No. 236. A bill changing the time of holding the Probate Court of Allen county;

Was read a second time and ordered to be engrossed for a third reading.

No. 237. A bill regulating the jurisdiction of justices of the peace in the county of Henry;

Was read a second time and ordered to be engrossed for a third reading.

No. 238. A bill supplemental and declaratory of the meaning of an act entitled "an act to define the jurisdiction of justices of the peace in Vermillion county;"

Was read a second time, and,

On motion by Mr. Dole,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

No. 239. A bill to amend an act regulating the fees and salaries of the several officers and persons therein named, approved February 7th, 1831;

Which was read a second time, and,

On motion by Mr. Harvey,

Referred to the committee on the judiciary.

On motion by Mr. Dole,

No. 183. A bill (of the House,) to regulate grand and petit jurors' fees in the county of Adams, and other counties therein named ;

Was taken from the table,

When Mr. Houghton moved to amend by striking out "Daviness county."

Which was adopted.

Mr. Day moved to amend by striking out "Whitley and Huntington counties."

Which was adopted.

Mr. James moved to amend by inserting in the proper place "Posey county."

Which was adopted.

Mr. Ellis moved to amend by inserting in the proper place "Knox county."

Which was adopted.

Mr. Reid of Union moved to amend by inserting in the proper place "Union county."

Which was adopted.

Mr. Reid of Union moved to amend by inserting before the word "jurors," the words "regular panel."

Which was adopted.

And the question being "shall the bill pass?"

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Dawson, Dole, Ellis, English, Garver, Graham, Hardin, Harvey, Huffstetter, James, Kinnard, Miller, Millikin, Morrison, Odell, Reid of U., and Walker—19.

Those who voted in the negative are,

Messrs. Adams, Buckles, Day, Eddy, Hamrick, Houghton, Hubbard, Lyon, Malott, McCarty, Montgomery, Morgan, Porter, Randall, Rousseau, and Winstandley—16.

So the bill passed.

No. 240. A bill in relation to the sale of incorporating bonds ;
Was read a second time, and

On motion by Mr. Herod,

Referred to the committee on corporations.

No. 241. A bill to amend the practice in the Circuit Court ;
Was read a second time, and,

Referred to the committee on the judiciary.

No. 242. A bill for the relief of the estate of Noah Noble, deceased ;

Was read a second time, and,

On motion by Mr. McCarty,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 243. A bill to correct a mistake in the act relative to Plank Roads ;

Was read a second time, and ordered to be engrossed for a third reading.

No. 244. A bill to provide for a general index of deeds in Marion county ;

Was read a second time, and,

On motion,

Referred to a select committee consisting of

Messrs. McCarty, Reid of U., and Hubbard.

No. 245. A bill to amend an act entitled "an act to incorporate the Fort Wayne and Bluffton Turnpike Company ;

Was read a second time, and,

On motion by Mr. Randall,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

BILLS AND JOINT RESOLUTIONS OF HOUSE ON THEIR SECOND READING.

No. 13. A bill in relation to witness's fees ;

Was read a second time, and

Referred to the committee on the judiciary.

No. 33. A bill to repeal an act entitled "An act to amend the statute providing for taking a change of venue in criminal cases ;"

Was read a second time, and,

Referred to the committee on the judiciary.

No. 45. A bill to amend the 43d section of the revised law of 1849 ;

Was read a second time, and,

Referred to the judiciary committee.

No. 49. A bill extending the jurisdiction of Notaries Public ;

Which was read a second time, and ordered to a third reading.

No. 50. A bill to reduce the fees of the Clerk of the Court of Knox county ;

Was read a second time, and,

On motion by Mr. Ellis,

Referred to the judiciary committee with the following instructions :

"Inquire into the expediency of making the provisions of the bill general."

No. 51. A bill to restrict the Grand Jury of Franklin county, to a limited time in their sessions ;

Which was read a second time, and ordered to a third reading.

No. 55. A bill to provide for the payment of Jury fees in civil cases, in the Allen Circuit Court ;

Was read a second time, and,
 Referred to a select committee consisting of,
 Messrs. Randall, Garver, and Montgomery.

No. 67. A joint resolution in relation to soldiers of the late war with Great Britain ;

Which was read a second time, and ordered to a third reading.

No. 79. A joint resolution relative to using the lash in the United States Navy ;

Which was read a second time, and ordered to a third reading.

No. 80. A joint resolution relating to the bounty land and three months extra pay of deceased officers, musicians, and privates, engaged in the war against Mexico ;

Which was read a second time, and ordered to a third reading.

No. 83. A joint resolution in relation to a mail route from Stilesville in Hendricks county, to Gosport in Owen county, in the State of Indiana ;

Was read a second time and ordered to a third reading.

No. 89. A bill incorporating the Grand Royal Arch Chapter of the State of Indiana ;

Was read a second time, and,

Referred to the committee on corporations.

No. 90. A bill to amend an act entitled, "An act to re-charter Hanover College ;"

Was read a second time and ordered to a third reading.

No. 94. A bill to reduce the fees and emoluments of the Auditor and Treasurer of Steuben county ;

Was read a second time, and,

Referred to a select committee consisting of

Messrs. Dawson, Eddy, and Adams.

No. 99. A bill fixing the salaries of the Auditor and Treasurer of Allen county ;

Was read a second time, and,

Referred to a select committee consisting of,

Messrs. Randall Dole, and Hamrick.

No. 101. A bill to change the time of holding the board of equalization in the county of Warren ;

Was read a second time and ordered to a third reading.

No. 102. A bill to appropriate part of the school funds in the county of Warren ;

Was read a second time and ordered to a third reading.

No. 110. A joint resolution on the subject of the completion of the Michigan City harbor ;

Was read a second time and ordered to a third reading.

No. 114. A bill to incorporate the Jasper Plank Road Company ;

Was read a second time and ordered to a third reading.

No. 122. A bill for the relief of William Northern.

Was read a second time, and,

On motion,

Referred to a select committee consisting of,
Messrs. Millikin, Winstandley, and Morrison.

No. 123. A bill amending sections 48, 49, and 50, of chapter 29, of the Revised Statutes of 1843;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 125. A bill to extend the privileges of the State Library;

Was read a second time, and,

On motion,

Referred to the committee on the State Library.

No. 129. An act to increase the fees of jurors before Probate Courts.

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 132. A bill to repeal the 61st section of "An act to provide for the continuation of the construction of all or any part of the public works of this State by private companies, and for abolishing the Board of Internal Improvements, and the office of Fund Commissioner, and Chief Engineer," approved January 28th, 1842;

Was read a second time. and,

On motion,

Referred to the judiciary committee.

No. 133. An act to incorporate the Spring Creek and Tippecanoe Bridge Company.

Was read a second time, and,

Referred to the committee on corporations.

No. 134. A bill to authorize the citizens of Adams county to vote for or against the re-location of the county seat of said county;

Was read a second time, and ordered to a third reading.

No. 135. A bill regulating the pay of the probate judge of Vanderburgh county,

Was read a second time and ordered to a third reading.

No. 136. A joint resolution in relation to publishing an act therein named;

Was read a second time and ordered to a third reading.

No. 137. A joint resolution on the subject of the United States surrendering State bonds;

Was read a second time, and,

On motion,

Referred to the committee on finance.

No. 147. A bill to amend an act entitled "An act granting to the citizens of the town of Aurora, in the county of Dearborn, a city charter," approved February 14, 1848;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 150. A bill to exempt from the payment of State and county tax, the Olive Branch Church, in Jefferson county;

Was read a second time, and ordered to a third reading.

No. 153. A bill to amend section 141, of chapter 35, of the Revised Laws of 1843, relating to the duties of overseers of the poor;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 154. A bill to amend an act entitled, "An act authorizing the construction of Plank roads," approved January 15th, 1849;

Was read a second time and ordered to a third reading.

No. 155. A bill to amend an act providing for the selection of grand and petit jurors;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 157. A bill to amend section 100, of chapter 12, of the Revised Statutes of 1843;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 159. A bill to locate a State road in the counties of Miami and Wabash;

Was read a second time and ordered to a third reading.

No. 163. A bill providing for the sale of the school section in congressional township No. 26 north, of range three west, lying in the counties of White and Carroll;

Was read a second time and ordered to a third reading.

No. 164. A joint resolution in relation to establishing a bureau of agriculture in the department of the interior, at Washington;

Was read a second time and ordered to a third reading.

No. 166. A bill regulating the mode of selecting and summoning petit jurors in the county of Martin;

Was read a second time, and,

On motion by Mr. Houghton,

Laid on the table.

No. 167. A bill to incorporate the Tippecanoe horse thief detecting company;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 168. A bill to incorporate the Evangelical Lutheran St. Johns Church, in Dearborn county;

Was read a second time, and ordered to a third reading.

No. 169. A joint resolution in relation to donating the public lands to actual settlers;

Was read a second time, and ordered to a third reading.

No. 173. A bill to amend the ninth section of an act entitled "An act to increase and extend the benefits of common schools," approved January 17th 1849;

Was read a second time, and

On motion,

Referred to the committee on Education.

No. 174. A bill to authorize the commissioners of Carroll county to employ a physician for the poor ;

Was read a second time, and ordered to a third reading.

No. 178. A bill to incorporate "the Goodwin Female Institute, of Lafayette;"

Was read a second time, and

On motion,

Referred to the committee on corporations.

No. 184. A bill to amend the charter of the city of Evansville ;

Was read a second time, and ordered to a third reading.

No. 185. A bill to change the time of holding the April terms of the commissioners' court of Jefferson county ;

Was read a second time, and ordered to a third reading.

No. 187. A bill to amend the 14th section of revised road law of 1849.

Was read a second time, and

On motion,

Referred to the committee on roads.

No. 188. A bill in relation to the change of names ;

Was read a second time, and

On motion,

Referred to the judiciary committee.

No. 190. A bill for the relief of Catharine Schnell and Dorothy Debler, wife of Louis Debler, of Vanderburgh county ;

Was read a second time, and ordered to a third reading.

No. 191. A bill relative to the Sullivan county library ;

Was read a second time, and ordered to a third reading.

No. 193. A bill to regulate the per diem allowance for work done on the public highways in Adams county, and other counties therein named ;

Was read a second time, and

On motion by Mr. Randall,

Referred to a select committee consisting of

Messrs. Randall, Holloway, and Harvey.

No. 194. A bill to authorize Joseph A. Williams and John Morgan to erect and maintain a mill-dam across the Wabash river, at or near Bluffton in Wells county ;

Was read a second time, and ordered to a third reading.

No. 198. A bill to extend the time of holding county courts in Perry county ;

Was read a second time, and

Referred to a select committee consisting of

Messrs. Graham, Conduit, and Ellis.

No. 199. A bill for the relief of Lewis Cappel ;

Was read a second time, and ordered to a third reading.

No. 200. A bill to authorize Isaac Wilcox to construct a bridge or culvert over a State road, in the county of Morgan, therein named ;

Was read a second time, and ordered to a third reading.

No. 201. A bill to repeal the 4th and 5th sections of "an act to improve the roads in centre township, in the county of Dearborn," approved January 18, 1847 ;

Was read a second time, when

Mr. Millikin proposed the following amendment ;

Nothing in this act contained shall be so construed as to interfere with any contract the trustees of said township of Centre may have made or entered into, prior to the first Monday of December, 1849, for the improvement of any road in said township ; and in the event of said township being in debt, for the purposes aforesaid, they shall have the right, and the power is hereby granted to them, to levy and assess a tax sufficient to pay said indebtedness ;

Which amendment was adopted, and

The bill ordered to a third reading.

No. 202. A bill for the relief of Cain Dockry ;

Was read a second time, and ordered to a third reading.

No. 206. A bill defining the duties of county treasurers, in several counties therein named ;

Was read a second time, and

On motion by Mr. Montgomery,

Referred to a select committee consisting of

Messrs. Montgomery, Randall, and Kinnard.

No. 207. A bill for the relief of Hannah S. Martin ;

Was read a second time and ordered to a third reading.

No. 208. A bill to repeal an act therein named concerning sheriffs so far as the same relates to the county of Martin ;

Was read a second time, and,

On motion by Mr. Houghton,

Referred to a select committee, consisting of

Messrs. Houghton, Walker, and Brugh.

No. 209. A bill relative to the Seminary of Sullivan county ;

Was read a second time and ordered to a third reading.

No. 211. A bill relative to the board of commissioners of Franklin county ;

Was read a second time, and,

On motion by Mr. Berry,

Referred to a select committee, consisting of

Messrs. Berry, Dawson, and Adams.

No. 213. A bill to legalize the acts of commissioners appointed to locate a road in the counties of Fountain and Tippecanoe ;

Was read a second time and ordered to a third reading.

No. 214. A bill to repeal a certain act therein named ;

Was read a second time, and,

On motion by Mr. Ellis,

Referred to a select committee, consisting of
Messrs, Ellis, Hubbard, and Rousseau.

No. 215. A bill to compel non-residents to pay a road tax equal to that paid by residents in the county of Whitley.

Was read a second time and ordered to a third reading.

No. 217. A bill to explain sections 8, 10, and 130, of an act therein named ;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 218. A bill to locate a State road between the counties of Vigo and Clay ;

Was read a second time, and,

On motion by Mr. Rousseau,

Was referred to a select committee, consisting of
Messrs. Rousseau, Hanna, and Porter.

No. 219. A bill concerning the duties of the county treasurers of the counties of Kosciusko and Knox ;

Was read a second time, and,

On motion by Mr. Ellis,

Referred to a select committee, consisting of
Messrs. Ellis, Dole, and Randall.

No. 220. A joint resolution in relation to the barbarous, cruel, and inhuman treatment of Hungary by the Austrian government ;

Was read a second time, and,

On motion,

Referred to the committee on federal relations.

No. 223. A bill to vacate an alley in Greencastle ;

Was read a second time and ordered to a third reading.

No. 231. A bill to regulate the manner of doing business in the Jasper probate court ;

Was read a second time, and,

On motion by Mr. Montgomery,

Referred to a select committee, consisting of
Messrs. Montgomery, Hubbard, and Hamrick.

No. 234. A bill relative to the Union Plank Road, in Laporte county ;

Was read a second time and ordered to a third reading.

No. 238. A bill to amend a certain act therein named ;

Was read a second time and ordered to a third reading.

No. 249. A bill to authorize James Taylor to erect a mill-dam across the Salamony river, in Huntington county ;

Was read a second time and ordered to a third reading.

No. 257. A bill to incorporate the Harrison and Boardman Turnpike Road Company ;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 258. A bill to incorporate the Western Plank Road Company ;

Was read a second time, and,

On motion,

Referred to the committee on corporations.

No. 265. A bill (of the House) to provide for electing supervisors by districts in the counties of Boone, Delaware, Huntington, Whitley, Park, and Posey ;

Was read a second time and passed to a third reading.

No. 282. A joint resolution providing for the purchase of land for the Deaf and Dumb Asylum ;

Was read a second time, and

On motion,

Referred to the committee on benevolent institutions.

No. 284. A bill to incorporate the Rising Sun and Versailles turnpike company ;

Was read a second time, and

On motion,

Referred to the committee on corporations.

No. 288. A bill for the relief of Nehemiah Cheesman of Wayne county ;

Was read a second time and ordered to a third reading.

No. 300. A bill relative to the field notes, maps, records, and other papers appertaining to the land titles within the State of Indiana ;

Was read a second time, and

On motion,

Referred to the committee on the State Library.

No. 304. A bill to provide for carrying the unpaid taxes of 1847, and the delinquent taxes of previous years on the tax list of 1850, in the county of Adams ;

Was read a second time and ordered to a third reading.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the resolution of the Senate relative to the election of Agent of State on Wednesday next, at 10 o'clock, A. M., and immediately thereafter to the election of three commissioners for the Asylum of the Insane, with one amendment, as follows : and also immediately thereafter to the election of Superintendent of the Northern Division of the Central Canal.

In which amendment the concurrence of the Senate is respectfully requested.

Which,

On motion,

Was taken up, and

On motion by Mr. Miller,

The Senate refused to concur in the amendment of the House to the resolution of the Senate.

On motion by Mr. Cassatt,

The previous order of business was suspended and on leave granted, introduced a petition of the citizens of Wabash county on the subject of the school law ;

Which was referred to the committee on education.

On motion by Mr. Hardin,

The Senate adjourned.

WEDNESDAY MORNING, JANUARY 9, 1850.

The Senate met.

On motion,

The reading of the journal was dispensed with.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate without amendment :

No. 161. An act for the relief of purchasers of school lands.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have receded from their amendment to the resolution of the Senate, providing for going into the election of State Agent, and three commissioners of the Hospital for the Insane, on this day at 10 o'clock, A. M., and have concurred in said resolution without amendment.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Millikin,

The remonstrance of John Gaff and others against the repeal of the road law for Center township, in Dearborn county ;

Which,

On motion by Mr. Millikin,

Was laid on the table.

By Mr. Walpole,

The petitions of citizen of Wayne township, in Henry county, upon the subject of licences to sell liquor in said township ;

Which,

On motion by Mr. Walpole,

Was referred to a select committee consisting of

Messrs. Walpole, Buckles, and Evans.

By Mr. Cassatt,

The petition of citizens of Wabash county relative to a law for the election of prosecuting attorneys in the 4th and 8th judicial circuits ;

Which,

On motion by Mr. Cassatt,

Was referred to a select committee consisting of

Messrs. Cassatt, Holloway, and Hendricks.

REPORTS FROM STANDING COMMITTEES.

By Mr. Lyon,

MR. PRESIDENT :

The committee on judiciary to which was referred bill of the Senate No. 146, "a bill to amend article 5, Chapter 28, R. S. 1843, have had the same under advisement, and directed me to report the same back to the Senate for its action.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Sleeth,

MR. PRESIDENT :

The committee on benevolent institutions to which was referred a joint resolution, No. 282, entitled, "a joint resolution providing for the purchase of land for the Deaf and Dumb Asylum," have had that subject under consideration, and have directed me to report the same back to the Senate and recommend its passage.

Which report was concurred in and the joint resolution ordered to a third reading.

By Mr. Graham,

MR. PRESIDENT :

The select committee to which was referred bill of the House, No. 198, "to extend the the time of holding county courts in Perry county," have had the same under consideration, and have directed me to report the same back and recommend its passage.

Which report was concurred in, and

On motion by Mr. Graham,

The rules were suspended, read a third time, and passed.

By Mr. Millikin,

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 122, have had the same under consideration, and directed me to report it back to the Senate, and recommend its passage.

Which was concurred in, and

The bill ordered to a third reading.

By Mr. Lyon,

MR. PRESIDENT :

The select committee, to whom was referred bill of the Senate No. 175, have had the same under consideration, and have instructed me to report the same back to the Senate with an amendment, upon the adoption of which, they recommend its passage.

Amend as follows :

Amend Sec. 1 by adding to the end thereof the following words, viz :

"So far as relates to the counties of Fountain and Martin."

Amend Sec. 2 so as to conform to the amendment made to the first section.

Which report was concurred in, the amendments adopted, and

Bill No. 175. A bill to amend an act entitled "an act to authorize county auditors to sell lands at private sale which have been bid in for the use of the school fund," approved January 28th, 1847 ;

Was ordered to be engrossed for a third reading.

By Mr. Berry,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 211, entitled "a bill in relation to the Board of Commissioners of Franklin county, have had that subject under consideration. and directed me to report it back to the Senate and recommend its passage.

The report was concurred in, and,

On motion by Mr. Berry,

The rules were suspended, and the bill ordered to be engrossed for a third reading.

On motion by Mr. Rousseau,

No. 205. A bill (of the House,) to amend an act entitled "an act to incorporate the Terre Haute and Richmond Railroad Company," approved January 26th, 1847 ;

Was taken from the table.

And the question being on reconsidering the vote heretofore taken by which the amendment offered by Mr. Walpole was laid upon the table ; and

It was reconsidered ; when,

On motion by Mr. Walpole,

The amendment was laid on the table.

Whereupon,

Mr. Holloway proposed the following amendment :

It shall be optional with the Directors of said company to accept this act, and if accepted, the same shall be done within forty-five days after the approval of this act, and the evidence of said acceptance shall be filed in the office of said Secretary of State, within the time aforesaid, and if accepted it shall be accepted as one entire amendment, and the Company shall become bound by each provision of this act ; and it be the duty of the Secretary of State, in the event of said acceptance, to append on the margin of this act the words, "accepted by the company," with the date of said acceptance, and if the company fail to accept within the time herein specified, then this act shall be taken and considered as void.

When Mr. Dole to amend the amendment as follows :

Strike out the words "forty-five," and insert "ninety," in lieu thereof.

When Mr. Holloway called for a division of the question.

Which was decided to be susceptible of division, and the question being,

"Will the Senate strike out?"

Which was decided in the negative.

The question then being on the adoption of the amendment,

Which was adopted.

When Mr. Holloway proposed the following further amendment :

That the three Directors east of Indianapolis shall have the ex-

clusive right to mark out and locate said eastern division of said road, and shall follow as near as practicable the line of the national road, from Indianapolis to Richmond, and shall make the towns of Greenfield in Hancock county, of Dublin and Cambridge City in Wayne county, points in the line of said road.

The question then being upon the adoption of the amendment proposed by Mr. Holloway,

Pending which, and before a vote was taken,

The following message was received from the House of Representatives by Mr. Lord their clerk:

MR. PRESIDENT:

I am directed by the House of Representatives, to inform the Senate that the House have adopted the following resolution:

Resolved, That the Senate be invited to attend in this Hall instanter, to go into the election of an Agent of State, and for three Commissioners of the Indiana Hospital for the Insane, and that seats be provided for the members thereof, on the right of the Speaker's chair.

Which resolution was reciprocated, and

The Senate repaired in a body to the Hall of the House of Representatives, and took the seats prepared for them.

When the two Houses of the General Assembly proceeded in joint convention to the election of Agent of State, by a *viva voce* vote, and after the vote had been taken, it appeared that

Those who voted for Allen May are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy English, Evans, Garver, Graham, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Morrison, Odell, Randall, Read of C., Reid of U., Sleeth, Walker, Walpole, Winstandley, and Woods, of the Senate, and

Messrs. Allen, Alley, Athon, Barker, Beard, Bird, Bowen, Brown of R., Brown of S., Byers, Caldwell, Campbell, Carnahan of P., Chandler, Cleaver, Conoway, Cotton, Cravens, Delavan, Dodd, Dougherty of B., Dougherty of E., Elder, Ellis, Essex, Farnsley, Gentry, Greathouse, Harney, Hart, Harvey, Hicks, Holcomb, Huey, Humphreys, Hunter, Johnston, Landis, Lank, Leviston, May, Mcnaugh, Mickle, Miller of M. and F., Miller of O., Niblack, O'Haver, O'Neal, Richardson, Robson, Ross, Salter, Shelby, Sherrod, Spencer, Stoops, Thomas, Warriner, Watkins, Weaver, Wells, Withers, Yocum, and Mr. Speaker, of the House—93.

Those who voted for Royal Mayhew are,

Messrs. Cassatt, Conduit, Cornet, Dole, Hamrick, Harvey, Hendricks, Herod, Houghton, McCarty, Montgomery, and Teegarden, of the Senate, and

Messrs. Burnett, Carnahan of F., Cole, Connor, Defrees, Edwards, Gessie, Goodwin, Hill, Hillis, Keeney, Knowlton, Millikan, Morrison, Murray, Orr, Prather, Reed, Robinson of D., Rush, Stewart, Stone, Summers, Thom, Tinbrook, Wilson, and Wright, of the House—39.

Mr. Day of the Senate voted for John Smith.

Mr. Weir of the House voted for W. B. Baker.

A majority of the members of the two Houses voting, having voted for Allen May, he was declared by the President of the Senate, acting as the President of the convention, duly elected Agent of State, to serve as such for the term of two years, from and after the month of December, 1849.

When the convention proceeded to the election of three Commissioners for the Hospital of the Insane, by a *viva voce* vote.

Those who voted for John S. Bayless, are

Messrs. Allen, Berry, Buckles, Dawson, Dole, Eddy, English, Garver, Graham, Herod, Holloway, Hubbard, Lyon, Malott, Morrison, Odell, Randall, Read of C., Sleeth, Teegarden, Walpole, and Winstandley, of the Senate, and

Messrs. Allen, Alley, Athon, Barker, Bird, Bowen, Burnet, Butler, Caldwell, Campbell, Carnahan of F., Chhandler, Cleaver, Cole, Cotton, Cravens, Defrees, Dougherty of E., Edwards, Elder, Ellis, Essex, Farnsley, Greathouse, Hart, Harney, Hicks, Hillis, Holcomb, Huey, Humphreys, Hunter, Johnston, Keeney, Knowlton, Lane, Lank, Menaugh, Mickle, Miller of M. & F., Miller of O., Millikan, Morrison, Murray, Niblack, O'Haver, O'Neal, Orr, Robinson of L., Ross, Russell, Salter, Shelby, Stewart, Stone, Stoops, Summers, Thom, Thomas, Watkins, Wells, Whinery, Wright, Yocum, and Mr. Speaker, of the House—88.

Those who voted for James Ritchey, are

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Evans, Garver, Hardin, Huffstetter, James, Kinnard, Lyon, Miller, Millikin, Porter, Randall, Read of C., Rousseau, Sleeth, Walker, Winstandley, and Woods, of the Senate, and

Messrs. Allen, Alley, Athon, Barker, Beard, Brown of S., Byers, Caldwell, Carnahan of P., Chandler, Cleaver, Conaway, Cotton,

Cravens, Delevan, Dodd, Ellis, Essex, Farnsley, Gentry, Greathouse, Hart, Harvey, Hicks, Holcomb, Huey, Humphreys, Leviston, Mickle, Prather, Richardson, Ross, Salter, Sherrod, Spencer, Stoops, Thomas, Watkins, Wells, Withers, Yocum, and Mr. Speaker, of the House—69.

Those who voted for John H. Saunders, are

Messrs. Adams, Conduit, Cornett, Dole, Garver, Hamrick, Harvey, Hendricks, Holloway, Houghton, Hubbard, Montgomery, Odell, Rousseau, and Teegarden, of the Senate, and

Messrs. Allen, Athon, Bird, Bowen, Brown of R., Burnet, Butler, Campbell, Conoway, Defrees, Delevan, Edwards, Gentry, Gessie, Goodwin, Graves, Hill, Johnson, Keeney, Knowlton, Lane, Lank, May, Miller of M. & F., Miller of O., Millikan, Morrison, Murray, O'Haver, O'Neal, Orr, Prather, Reed, Robinson of D., Robinson of L., Rush, Russell, Shelby, Shepard, Stewart, Stone, Thom, Tinbrook, Weaver, Weir, Wilson, Whinery, and Wright, of the House—63.

Those who voted for Samuel Hannah, are

Messrs. Conduit, Dole, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Montgomery, Odell, Porter, Rousseau, and Teegarden, of the Senate, and

Messrs. Beard, Bowen, Burnet, Butler, Campbell, Carnahan of F., Cole, Connor, Defrees, Dougherty of E., Edwards, Elder, Gessie, Goodwin, Hill, Keeney, Knowlton, Lane, Lank, May, Millikan, Murray, Morrison, O'Neal, Reed, Robinson of L., Rush, Russell, Shelby, Shepard, Stewart, Stone, Summers, Thom, Wilson, Whinery, and Wright, of the House—50.

Those who voted for John S. Bobbs, are

Messrs. Conduit, Cornett, Eddy, Evans, Hamrick, Harvey, Herod, Lyon, McCarty, Porter, and Walpole, of the Senate, and

Messrs. Gessie, Goodwin, Graves, Harvey, Hill, Hunter, Johnson, Reed, Robinson of D., Robson, Tinbrook, Weir, and Wilson, of the House—24.

Those who voted for James Blake, are

Messrs. Berry, Brugh, English, Evans, Graham, Hardin, Huffstetter, James, Kinward, McCarty, Miller, Millikin, Montgomery, Morrison, Randall, Read of C., Sleeth, Walker, Winstandley, and Woods, of the Senate, and

Messrs. Barker, Bird, Brown of R., Brown of S., Byers, Caldwell, Carnahan of P., Cole, Conaway, Cotton, Dodd, Elder, Essex, Farnsley, Graves, Hart, Hicks, Hillis, Holcomb, Huey, Leviston, May,

Menaugh, Mickle, Miller of M. & F., Miller of O., O'Haver, Richardson, Robinson of D., Robson, Ross, Shepard, Sherrod, Spencer, Warriner, Watkins, Wells, Weir, Withers, Yocum, and Mr. Speaker, of the House—61.

Those who voted for A. D. Gall, are

Messrs. Adams, Allen, Brugh, Buckles, Cornett, Dawson, Graham, Hamrick, Hardin, Houghton, Huffstetter, James, Kinnard, Malott, Miller, Millikin, Morrison, Walker, Walpole, and Woods, of the Senate, and

Messrs. Alley, Beard, Brown of R., Brown of S., Byers, Carnahan of P., Chandler, Cleaver, Conoway, Cravens, Delavan, Dodd, Dougherty of E., Ellis, Gentry, Greathouse, Hillis, Humphreys, Hunter, Leviston, Menaugh, Niblack, Orr, Prather, Richardson, Rush, Salter, Sherrod, Spencer, Stoops, Summers, Thomas, Warriner, Watkins, Weaver, and Withers, of the House of Representatives—56.

Those who voted for John Wilkins, are

Mr. McCarty, of the Senate, and

Messrs. Carnahan of F., Niblack, Robson, and Tinbrook, of the House—5.

Mr. Connor of the House voted for T. R. Cressy.

A majority of the members of the two houses voting, having voted for John S. Bayless, he was declared by the President of the Senate, acting as the President of the convention, a Commissioner for the Hospital for the Insane, to serve as such for the term of six years from and after this date.

No other person voted for having received a majority of all the members voting, the convention proceeded to vote for two persons as Commissioners for the Indiana Hospital for the Insane, by a *viva voce* vote, and

Those who voted for James Ritchey, are

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cornett, Day, Dawson, Eddy, English, Evans, Garver, Graham, Hardin, Hubbard, Huffstetter, James, Kinnard, Miller, Millikin, Morrison, Randall, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods, of the Senate, and

Messrs. Allen, Alley, Athon, Barker, Beard, Brown of R., Brown of S., Byers, Caldwell, Carnahan of F., Carnahan of P., Chandler,

Cleaver, Conaway, Cotton, Cravens, Delavan, Dodd, Dougherty of B., Dougherty of E., Elder, Ellis, Essex, Farnsley, Gentry, Goodwin, Graves, Greathouse, Hart, Harvey, Hicks, Holcomb, Huey, Humphreys, Hunter, Johnson, Lane, Lank, Leviston, May, Manaugh, Mickie, Miller of M. & F., Miller of O., Millikin, Niblack, Orr, Prather, Richardson, Robinson of L., Robson, Ross, Salter, Sherrod, Spencer, Stewart, Stoops, Thomas, Tinbrook, Warriner, Watkins, Weaver, Wells, Withers, Whinery, Wright, Yocum, and Mr. Speaker, of the House—96.

Those who voted for James Blake, are

Messrs. Berry, Brugh, Eddy, English, Evans, Garver, Graham, Hamrick, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Millikin, Morgan, Morrison, Randall, Read of C., Reid of U., Sleeth, Winstandley, and Woods, of the Senate, and

Messrs. Athon, Barker, Bird, Brown of R., Brown of S., Byers, Caldwell, Carnahan of P., Cleaver, Conaway, Connor, Cotton, Cravens, Dodd, Dougherty of B., Dougherty of E., Essex, Farnsley, Greathouse, Harney, Hart, Harvey, Holcomb, Huey, Humphreys, Lank, Leviston, May, Manaugh, Mickie, Miller of M. & F., Murray, Niblack, O'Haver, O'Neal, Richardson, Robson, Ross, Salter, Shelby, Sherred, Spencer, Stoops, Summers, Thomas, Warriner, Watkins, Weaver, Wells, Withers, Yocum, and Mr. Speaker, of the House of Representatives—77.

Those who voted for John H. Saunders, are

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Lyon, McCarty, Montgomery, Morgan, Odell, Porter, Rousseau, and Teegarden, of the Senate, and

Messrs. Allen, Alley, Bird, Bowen, Burnet, Butler, Campbell, Carnahan of F., Cole, Connor, Defrees, Delavan, Edwards, Gessie, Goodwin, Graves, Harney, Hicks, Hill, Hillis, Johnson, Keeney, Knowlton, Lane, Miller of O., Millikan, Morrison, Murray, O'Haver, O'Neal, Orr, Prather, Reed, Robinson of D., Robinson of L., Rush, Russell, Shelby, Stewart, Thom, Tinbrook, Weir, Wilson, Whinery, and Wright, of the House of Representatives—66.

Those who voted for Samuel Hannah, are

Messrs. Conduit, Dole, Harvey, Hendricks, Herod, Holloway, Houghton, Montgomery, Odell, Porter, Rousseau, Teegarden, Walpole, of the Senate, and

Messrs. Bowen, Burnet, Butler, Campbell, Cole, Edwards, Hill, Keeney, Knowlton, Morrison, Read, Robinson of D., Russell, Summers, Thom, and Weir, of the House of Representatives—29.

Those who voted for A. D. Gall are,

Messrs. Adams, Allen, Buckles, Cassatt, Dawson, Ellis, Malott, Walker, and Walpole, of the Senate ; and Messrs. Beard, Chandler, Defrees, Elder, Ellis, Gentry, Willis, Hunter, and Rush, of the House of Representatives—18.

A majority of all the members of the Convention voting, having voted for James Ritchey and James Blake, they were severally declared duly elected Commissioners for the Indiana Hospital for the Insane, to serve as such each for the term of six years from and after this date.

When the President declared the Convention adjourned *sine die*, and the Senate returned to its Chamber, and,

On motion by Mr. Sleeth,
The Senate adjourned.

Two o'clock, P. M

The Senate met.

On motion by Mr. Herod,

Leave of absence was granted to Mr. Randall from and after Monday next.

On motion by Mr. Morrison,

The order of business was suspended, and on leave, he made the following report from the committee on education :

MR. PRESIDENT :

The committee on education, to whom was referred the bill of Senate No. 212, entitled a bill for the relief of certain persons therein named, and also sundry petitions from the citizens of Warren county, pertaining to the same, have had the subject under consideration, and having ascertained that the provisions thereof involve a principle of law of much importance to the interest of the common school fund, have directed me to report the same back to the Senate, and request that the bill, with the accompanying petitions, be referred to the judiciary committee.

Which report was concurred in, and the bill referred to the committee on the judiciary.

Mr. Odell asked and obtained leave to introduce the following joint resolution :

No. 328. A joint resolution declaratory of the rights of John Stockston, an insane person ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the joint resolution read a second time, and,

On further motion,

The joint resolution was considered as engrossed, read a third time and passed.

Mr. Eddy asked and obtained leave to introduce the following bill :

No. 331. A bill to vacate parts of certain streets and alleys in South Bend, St. Joseph county ;

Which was read a first time, and,

On motion by Mr. Eddy,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. McCarty asked and obtained leave to introduce the following joint resolution :

No. 329. A joint resolution relative to sinking the public debt and State interests as connected with such objects ;

Was read a first time and passed to a second reading.

Mr. Kinnard asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee, to which was referred the petition of sundry citizens of Carroll county, praying for a reduction of the price of certain school lands therein described, have had the same under consideration, and recommend me to report the following bill, and recommend its passage :

No. 330. A bill for the relief of Charles Martin, Daniel Seward, and John Bundy.

Which was read a first time, and,

On motion by Mr. Kinnard,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Eddy asked and obtained leave to introduce the following bill :

No. 331. A bill to vacate parts of certain streets and alleys in South Bend, St. Joseph county ;

Which was read a first time, and,

On motion by Mr. Eddy,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Eddy,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Harvey asked and obtained leave to introduce the following bill :

No. 332. A bill to amend section 53 of chapter 45, article 2, part 3, of the Revised Statutes of 1843 ;

Which was read a first time, and,

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and referred to the judiciary committee.

Mr. Walpole asked and obtained leave to report the following bill :

No. 333. A bill reviving an act defining the manner of collecting taxes due from the Madison and Indianapolis Rail Road Company ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and referred to the committee on finance.

Mr. Day asked and obtained leave to introduce the following bill :

No. 334. A bill to repeal an act therein named ;

Which was read a first time, and,

On motion by Mr. Day,

The rules were suspended, the bill read a second time, and referred to the judiciary committee.

Mr. Day asked and obtained leave to introduce the following bill :

No. 335. A bill for the relief of Israel Bayless ;

Which was read a first time, and,

On motion by Mr. Day,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Day,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

The President laid before the Senate a communication from the State Librarian in regard to the mathematical instruments belonging to the State ; which,

On motion,

Was referred to the committee on the State Library.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the resolution of the Senate, providing for the adjournment *sine die* of the present General Assembly on Wednesday the 16th day of January, with one amendment--

Strike out the words "Wednesday the 16th" and insert the words "Monday the 21st."

In which amendments the concurrence of the Senate is respectfully requested.

Which,

On motion by Mr. Ellis,

Was taken up; when,

Mr. Conduit moved to postpone the consideration thereof until Friday next;

Which motion did not prevail.

When,

Mr. Ellis moved that the Senate do now concur in the amendment of the House to the resolution of the Senate; and,

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Cassatt, Ellis, English, Evans, Garver, Hamrick, Hardin, Holloway, Kinnard, Odell, Porter, Rousseau, Sleeth, Walker, Walpole, and Winstandley—18.

Those who voted in the negative are,

Messrs. Adams, Allen, Buckles, Conduit, Cornett, Day, Eddy, Graham, Harvey, Hendricks, Herod, Houghton, Hubbard, Hufferstetter, James, Lyon, Mallott, Millikin, Morgan, Morrison, Read of C., Teegarden, and Woods—23.

So the Senate refused to concur in said amendment.

ORDERS OF THE DAY.

Bills on their third reading.

No. 156. A bill to distribute a surplus road tax in Jefferson county;

Was read a third time and passed.

No. 184. A bill to incorporate the trustees of the Indianapolis Collegiate Institute;

Was read a third time and passed.

No. 185. A bill relative to lands mortgaged and forfeited to the State of Indiana;

Was read a third time and passed.

No. 189. A bill to authorize the acting Agent of State for the town of Indianapolis to lease a portion of a certain square for purposes therein named;

Was read a third time, when,

Mr. Rousseau moved to lay the bill on the table ;
Which motion did not prevail.

Whereupon,

Mr. Miller moved to indefinitely postpone said bill.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Berry, Cassatt, Conduit, Day, Dawson, English, Evans, Garver, Graham, Hardin, Hendricks, Houghton, Hubbard, Huffstetter, James, Kinnard, Lyon, Miller, Millikin, Morgan, Morrison, Porter, Rousseau, Teegarden, Walker, and Woods—29.

Those who voted in the negative are,

Messrs. Buckles, Eddy, Hamrick, Harvey, Herod, Holloway, McCarty, Montgomery, Odell, Read of Clark, Reid of Union, Sleeth, Walpole, and Winstandley—14.

So the bill was indefinitely postponed.

No. 206. A bill to regulate the retailing of spirituous liquors in Tippecanoe county ;

Was read a third time and passed.

No. 207. A bill to amend section 65 of chapter 54 of the Revised Statutes of 1843, as far as relates to the county of Tippecanoe ;

Was read a third time and passed.

No. 209. A bill to provide for an extension of the time of holding the terms of the Marion probate court ;

Was read a third time and passed.

No. 210. A bill to vacate certain streets and alleys in Jeffersonville ;

Was read a third time and passed.

No. 221. A bill to publish and declare in force the provisions of an act entitled "an act to increase and extend the benefits of common schools ;"

Was read a third time and passed.

No. 223. A bill directing the Secretary of State to make a patent to James Hensley for certain Wabash and Erie Canal lands ;

Was read a third time and passed.

No. 236. A bill changing the time of holding the probate court of Allen county ;

Was read a third time and passed.

No. 237. A bill regulating the jurisdiction of justices of the peace in the county of Henry ;

Was read a third time and passed.

No. 243. A bill to correct a mistake in the act in relation to Plank Roads;

Was read a third time and passed.

No. 249. A bill to incorporate the Lagro and North Manchester Plank Road company;

Was read a third time and passed;

No. 287. A bill incorporating the Crawfordsville and Terre Haute Plank Road company;

Was read a third time, when,

Mr. Allen proposed the following amendment:

Add the following section—

Sec. —. It shall not be lawful for the said company to erect or maintain any toll gate within one mile and a half of the town of Crawfordsville, nor shall they use or occupy any State or county road in said county of Montgomery, without first obtaining the consent of the board doing county business in and for said county of Montgomery.

Which amendment was adopted by unanimous consent, and the bill passed.

No. 289. A bill to incorporate the Richmond and Liberty Turnpike company;

Was read a third time and passed.

No. 290. A bill to amend several acts incorporating Turnpike Roads therein named;

Which was read a third time and passed.

No. 291. A bill to incorporate the Jefferson County Historical Society;

Which was read a third time and passed.

No. 307. A bill to incorporate the Rushville and Muncietown Railroad Company;

Which was read a third time and passed.

Mr. Cassatt asked and obtained leave to make the following report from a select committee:

MR. PRESIDENT:

The select committee, to whom was referred Senate bill, No. 140, with certain instructions, report the following bill, drafted in conformity with said instructions, and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a third time,

And the question being,

“Shall the bill pass?”

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Day, Dole, Eddy, Ellis, Garver, Graham, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, Lyon, McCarty, Montgomery, Odell, Randall, Rousseau, Teegarden, Walker, Walpole, and Winstandley—25

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Brugh, Cornett, Dawson, English, Evans, Hardin, James, Miller, Millikin, Morgan, Morrison, Porter, Read of C., Reid of U., and Woods—18.

So the bill passed.

Mr. Eddy moved to reconsider the vote on Senate bill,

No. 201. A bill for the relief of John Green, of Tipton county, and T. T. Crittenton, of Jefferson county ;

And the vote was reconsidered.

And the question being,

“Shall the bill pass?”

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Cassatt, Day, Eddy, Ellis, English, Garver, Graham, Hendricks, Herod, Houghton, Hubbard, James, Kinnard, McCarty, Montgomery, Odell, Randall, Reid of U., Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods—27.

Those who voted in the negative are,

Messrs. Adams, Allen, Buckles, Conduit, Cornett, Dawson, Hamrick, Harvey, Holloway, Lyon, Miller, Millikin, Morgan, Morrison, and Porter—15.

So the bill passed.

House Bills and Joint Resolutions on their third reading.

No. 49. A bill extending the jurisdiction of Notaries Public.

Which was read a third time and passed.

No. 51. A bill to restrict the grand jury in Franklin county to a limited time in their sessions ;

Which was read a third time and passed.

No. 67. A joint resolution in relation to soldiers of the war with Great Britain ;

Which was read a third time and passed.

No. 79. A joint resolution relative to using the lash in the United States Navy ;

Which was read a third time and passed.

No. 80. A joint resolution relating to the bounty land and three months' extra pay of deceased officers, musicians, and privates engaged in the war against Mexico ;

Which was read a third time and passed.

No. 83. A joint resolution in relation to a mail route from Stilesville, in Hendricks county, to Gosport, in Owen county, in the State of Indiana ;

Which was read a third time and passed.

No. 90. A bill to amend an act, entitled " An act to recharter Hanover College ;

Which was read a third time and passed.

No. 101. A bill to change the time of holding the board of equalization in the county of Warren ;

Which was read a third time and passed.

No. 102. A bill to appropriate part of the school funds in the county of Warren ;

Which was read a third time and passed.

No. 110. A joint resolution on the subject of the completion of the Michigan City harbor ;

Which was read a third time,

When Mr. Buckles moved to indefinitely postpone said joint resolution ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Evans, Garver, Graham, Hardin, Huffstetter, James, Kinnard, Miller, Millikin, Morrison, Randall, Read of C., Read of U., Sleeth, Walker, Winstandley, and Woods.—25.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, Rousseau, Teegarden, and Walpole.—21.

So the joint resolution was indefinitely postponed.

No. 114. A bill to incorporate the Jasper plank road company ;
Was read a third time and passed.

No. 134. A bill to authorize the citizens of Adams county to vote for or against the relocation of the county seat of said county ;

Was read a third time and passed.

No. 135. A bill regulating the pay of the Probate Judge of Vanderburgh county ;

Was read a third time and passed.

No. 136. A joint resolution in relation to publishing an act therein mentioned ;

Was read a third time and passed.

No. 150. A bill to exempt from the payment of State and county tax the Olive Branch Church in Jefferson county ;

Was read a third time and passed.

No. 154. A bill to amend an act entitled "an act authorizing the construction of plank roads," approved January 15th, 1849 ;

Was read a third time and passed.

No. 159. A bill to locate a State road in the counties of Miami and Wabash ;

Was read a third time and passed.

No. 163. A bill providing for the sale of the school section in Congressional township No. 26 north, of range 3 west, lying in the counties of White and Carroll ;

Was read a third time and passed.

No. 164. A joint resolution in relation to establishing a Bureau of Agriculture in the Department of the Interior at Washington ;

Was read a third time, when

Mr. Garver moved to lay the joint resolution on the table,

Which motion did not prevail.

And the question being, "Shall the joint resolution pass?"

And the ayes and the noes being demanded they were ordered.

Those who voted in the affirmative are,

Messrs. Buckles, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Lyon, McCarty, Montgomery, Morgan, Odell, Porter, Roussseau, Teegarden, and Walpole.—22.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Brugh, Dawson, English, Evans, Garver, Graham, Hardin, Huffstetter, James, Kinnard, Miller, Millikin, Morrison, Randall, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods.—23.

So the joint resolution did not pass.

No. 168. A bill to incorporate the Evangelical Lutheran St. John's Church in Dearborn county ;

Was read a third time and passed.

No. 169. A joint resolution in relation to donating the public lands to actual settlers ;

Was read a third time and passed.

No. 174. A bill to authorize the commissioners of Carroll county to employ a physician for the poor ;

Was read a time and passed.

No. 184. A bill to amend the charter of the city of Evansville ;

Was read a third time and passed.

No. 185. A bill to change the time of holding the April terms of the commissioner's court of Jefferson county ;

Was read a third time and passed.

No. 190. A bill for the relief of Catharine Schnell and Dorothy Debler, (wife of Lewis Debler,) of Vanderburgh county ;

Was read a third time and passed.

No. 191. A bill relating to the Sullivan county library :

Was read a third time and passed.

No. 194. A bill (of the House) to authorize Joseph A. Williams and John Morgan to erect and maintain a mill-dam across the Wabash river at or near Bluffton, in Wells county ;

Was read a third time and passed.

No. 199. A bill (of the House) for the benefit of Lewis Chappell ;

Was read a third time and passed.

No. 200. A bill (of the House) to authorize Isaac Wilcox to construct a bridge or culvert over a State road in the county of Morgan therein described ;

Was read a third time and passed.

No. 201. A bill (of the House) to repeal the 4th and 5th sections of an act to improve the roads in Center township, in the county of Dearborn, approved January 18, 1847 ;

Was read a third time, and,

On motion by Mr. Millikin,

Was laid on the table.

No. 202. A bill (of the House) for the relief of Cain Dockry ;

Was read a third time and passed.

No. 207. A bill (of the House) for the relief of Hannah S. Martin ;

Was read a third time and passed.

No. 209. A bill (of the House) relative to the Seminary of Sullivan county ;

Was read a third time and passed.

No. 213. A bill (of the House) to legalize the acts of commissioners appointed to locate a road in the counties of Fountain and Tippecanoe ;

Was read a third time and passed.

No. 215. A bill (of the House) to compel non-residents to pay a road tax equal to that paid by residents in the county of Whitley ;

Was read a third time and passed.

No. 223. A bill (of the House) to vacate an alley in Greencastle ;

Was read a third time and passed.

No. 234. A bill (of the House) relative to the Union Plank Road in Laporte county ;

Was read a third time and passed.

No. 238. A bill (of the House) to amend a certain act therein named;

Was read a third time and passed.

No. 249. A bill (of the House) to authorize James Taylor to erect a mill dam across the Salamony river in Huntington county;

Was read a third time and passed.

No. 265. A bill (of the House) to provide for electing supervisors by districts in the counties of Boone, Delaware, Huntington, Whitley, Parke, and Posey;

Was read a third time and passed.

No. 288. A bill (of the House) for the relief of Nehemiah Cheesman, of Wayne county;

Was read a third time and passed.

No. 304. A bill (of the House) to provide for carrying the unpaid taxes of 1847, and the delinquent taxes of previous years, on the tax list of 1850, in the county of Adams;

Was read a third time and passed.

On motion by Mr. Eddy,

The order of business was suspended, and, on leave, introduced the following joint resolution:

No. 336. A joint resolution in relation to an appropriation from the General Government for the improvement of the harbor at Michigan City, and the Ohio river;

Which was read a first time and passed to a second reading.

BILLS ON THEIR SECOND READING.

No. 246. A bill to provide for the registration of births, deaths, and marriages;

Which was read a second time and ordered to be engrossed for a third reading.

No. 247. A bill to amend an act entitled "an act to incorporate the city of New Albany, and to repeal all laws in force incorporating the town of New Albany," approved 14th of February, 1839, and of the various acts amendatory thereto;

Was read a second time, and,

On motion by Mr. Winstandley,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

No. 248. A bill to authorize the sale of the feeder dam in Delaware county;

Was read a second time, and,

On motion,

Referred to the committee on the judiciary.

No. 250. A bill to incorporate the Shelbyville and Indianapolis Railroad Company, and for other purposes;

Was read a second time, when

Mr. Hubbard, proposed the following amendment:

Strike out sections 1, 2, and 3, and insert the following :

SEC. 1. *Be it enacted by the General Assembly of the State of Indiana,* That the Rushville and Shelbyville Railroad Company, and the Lawrenceburgh and Upper Mississippi Railroad company shall have, and they are hereby vested, with full power and authority to survey, locate, and construct a Railroad from Shelbyville in Shelby county, to Indianapolis, in Marion county, *on* the nearest and most practicable rout ; and said Companies, for the purpose of constructing said road, may increase their capital stock to any desirable amount, and may open books for the subscription of stock at such time or times, place or places, as may by said companies be deemed expedient ; and said road, when so constructed, shall belong to the said companies as tenants in common, and shall be used and enjoyed by the said companies jointly.

Sec. 2. In the construction of said road, each company shall in all things be governed by its act of incorporation; and should either of said companies, for the term of two years from the passage of this act, fail, neglect, or refuse to take steps to obtain the subscription of its part of the stock necessary to construct said road, and should one or either of said companies fail to obtain and furnish its share of the stock necessary to construct the said road, over and above what may be subscribed on the rout, and join in the construction of said road ; and the other company should secure one half of the stock, and be ready to proceed with the work ; then the company so securing the stock shall be authorized to proceed and construct the said road, and have full control of the construction and ownership of the same, except as hereafter provided, and said road shall be completed within six years from the passage of this act.

Sec. 3. The company so constructing said road shall convey the cars of the other company along upon the track of the said road, without unreasonable delay or hindrance, for such compensation, and on such terms, as may be agreed upon by the said companies ; and should the said companies disagree on such compensation and terms, then the same shall be fixed and determined by the Treasurer of State, and his decision shall be final in the premises.

Sec. 4. Should the said road be constructed in partnership as herein contemplated, and the said companies disagree in the management and control of the road, as to the manner of running locomotives and cars, the times of starting, passing, and re-passing, or in any other matter whatever, in connection with the use and conduct of said road, then such disagreement shall be submitted to the decision of the Treasurer and Secretary of State, and when such disagreement is decided upon by said Treasurer and Secretary, the same shall be binding upon said companies, and should either company violate any of the terms of such decision, it shall forfeit and pay to the other the sum of five hundred dollars for any violation or infraction, which may be recovered in an action of debt in any court of competent jurisdiction.

Sec. 5. After the commencement of the construction of said road by one of the said companies, on the failure of the other to furnish its part of the stock, then the style and title of the "Shelbyville and Indianapolis Railroad Company" shall cease to exist; and said road shall be known by the name and style of the company constructing it, and shall form a part of its road.

When Mr. Millikin offered the following amendment to the amendment :

Add to the 1st section :

When said road is undertaken by either or both of said companies, such company or companies shall be entitled to all the benefits of the several acts incorporating the Rushville and Lawrenceburgh Railroad Company, and amendatory thereof, so far as the same are not contradictory to this act, and are necessary for the construction, due maintainance, and management of said road.

Amend 3d section :

Strike out in the 1st line "permit the locomotives," and insert "convey the."

Which was adopted.

And the question being on the adoption of the amendment as amended,

Which was adopted.

When Mr. Sleeth proposed the following amendment :

Sec. —. Said company, before it commences the construction of any of the extension herein contemplated, except the one from Greensburgh to Indianapolis, shall construct an extension of its road from Lawrenceburgh to the State line between Ohio and Indiana, with a view to an intersection with the Ohio and Mississippi railroad; and should not the road last mentioned be constructed within a reasonable time, then the Lawrenceburgh and Upper Mississippi railroad company shall make all necessary efforts to procure the right of way, and construct the said road to Cincinnati.

When Mr. Ellis moved to lay the amendment on the table.

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Cornett, Day, Dole, Eddy, Ellis, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Huffstetter, James, Miller, Montgomery, Morrison, Odell, Porter, Read of C., Teegarden, Walker, and Walpole—26.

Those who voted in the negative are,

Messrs. Allen, Berry, Brugh, Buckles, Dawson, Evans, Hardin, Hubbard, Kinnard, Lyon, Milliken, Morgan, Reid of U., and Sleeth
—14.

So the amendment was laid on the table,

And the bill ordered to be engrossed for a third reading.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 365. An act to amend an act entitled "an act to amend the charter of the Milford and Columbus railroad company.

No. 390. An act to incorporate the Covington Draw Bridge company.

No. 416. An act to amend the "act to incorporate the Peru and Indianapolis railroad company," approved January 16, 1846.

No. 421. An act to locate a State road from Warsaw to Plymouth.

No. 422. An act to authorize the Governor of Indiana to compromise with, and to cause suit to be brought against the lessees of water power on the Northern Division of the Central Canal.

No. 423. An act changing the mode of electing the clerk and marshall of the town of Terre Haute.

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 365. A bill to amend an act entitled "an act to amend the charter of the Milford and Columbus railroad company ;

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 390. A bill to incorporate the Covington Draw Bridge company ;

Was read a first time, and,

On motion by Mr. Lyon,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

And bill in said message entitled,

No. 416. A bill to amend "an act to incorporate the Peru and Indianapolis railroad company," approved January 16th, 1846 ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 421. A bill to locate a State road from Warsaw to Plymouth ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 422. A bill to authorize the Governor of Indiana to compromise with, and cause suit to be brought against the lessees of the water power of the Northern Division of the Central Canal ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 423. A bill changing the mode of electing the clerk and marshal of the town of Terre Haute ;

Was read a first time and passed to a second reading.

On motion,

The Senate adjourned.

THURSDAY MORNING, JANUARY 10, 1850.

The Senate met.

On motion by Mr. Hendricks,

The reading of the journal was dispensed with.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Buckles,

The petition of sundry citizens of Muncie in Delaware county, praying a repeal of their charter ; which,

On motion by Mr. Buckles,

Was referred to the committee on corporations.

By Mr. Morgan,

The remonstrance of sundry citizens of Washington township, Decatur county, upon the subject of temperance ; which,

On motion by Mr. Morgan,

Was laid on the table.

By Mr. Harvey,

The petition of Hiram Hunt and others of Hendricks county, upon the subject of capturing fugitive slaves ;

Which,

On motion by Mr. Harvey,

Was referred to the same select committee to which similar petitions had been referred.

By Mr. Harvey,

The petition from Hiram Hunt and others, of Hendricks county, upon the subject of the black laws;

Which,

On motion by Mr. Harvey,

Was referred to the same select committee to which similar petitions had been referred.

REPORTS FROM STANDING COMMITTEES.

By Mr. Morrison—

MR. PRESIDENT :

The committee on finance, to whom was referred a communication from the Auditor of State relative to the expenses consequent on the loan authorized by the General Assembly to pay the deficit of interest on the Funded Debt of the State, have had the subject under consideration, and having deemed the same to be of general interest to the people, have directed me to report it back to the Senate, with a recommendation that it be placed on the journal.

Which report was concurred in,
And the following communication was placed on the journal.

AUDITOR'S OFFICE, Dec. 12, 1849.

HON. JAMES H. LANE,

President of the Senate :

SIR :—In answer to a resolution of the Senate, requesting the Auditor of State to lay before the Senate a statement of the expenses consequent on the loan authorized by the General Assembly to pay the deficit of interest on the Funded Debt of the State, I have the honor to reply as follows :

The loan was negotiated on the 16th of June, 1849, for \$79,000 payable 1st of January, 1850. The proceeds, less the interest and premium for exchange, were remitted in time to reach New York before the 1st of July. The following statement will show the sources from which the loans were procured, and the charges for interest and exchange.

STATEMENT.

BRANCHES.	Amount of Note due Jan. 1, 1850.	Interest to Jan. 1, 1850.	Premium for Exchange.	Nett proceeds sent to N. York.
From Lawrenceburgh Branch Bank, -	\$7,000 00	\$236 82	\$99 93	\$6,663 25
From Richmond Branch Bank, -	10,000 00	331 67	142 87	9,525 46
From Vincennes Branch Bank, -	6,000 00	203 00	85 67	5,711 33
From Bedford Branch Bank, -	10,000 00	331 67	142 87	9,525 46
From Terre Haute Branch Bank, -	10,000 00	331 67	142 87	9,525 46
From South Bend Branch Bank, -	5,000 00	166 67	71 43	4,761 90
From Evansville Branch Bank, -	5,000 00	166 67	71 43	4,761 90
From Commissioners of Sinking Fund, -	26,000 00	866 33	371 43	24,762 24
Total, - - - - -	\$79,000 00	\$2,634 50	\$1,128 51	\$75,237 00

Total interest, - - - \$2,634 50
 Exchange, - - - - - 1,128 51

Total Interest and Exchange, - - \$3,763 01
 Add for postage, - - - - - 1 00

Total expense, - - - - - \$3,764 01

Very respectfully,

Your obedient servant,

D. MAGUIRE, Auditor of State.

By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the House, No. 45, "To amend the 43d section of the revised road law of 1849," have had the same under consideration, and have directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in,
And the bill ordered to a third reading.

By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House, No. 157, "To amend section one hundred of chapter twelve of the Revised Statutes of 1843," have had the same under consideration, and have directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in,
And the bill ordered to a third reading.

By Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate, No. 306, entitled "An act for the relief of Elias Abel, of Monroe county, have considered said bill, and have instructed me to report the same back to the Senate, with one amendment, and when so amended, recommend its passage.

Amendment referred to—

Amend by adding the following proviso to the 1st section :

"*Provided*, The principal and interest secured by said mortgage be fully paid."

Which report was concurred in,
And the amendment adopted, and,

On motion by Mr. Adams,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Walpole—

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the House of Representatives, entitled "An act to explain sections 8, 14, and

130 of an act therein named," report that said sections make it imperative for the employment of a surveyor in locating or changing any county or State road, or any portion of such highway; the bill referred to the committee, and which they have considered, so modifies said sections 8, 14, and 130 as to leave it in the discretion of the Commissioners of the proper county to determine whether such surveyor shall be employed or not; the committee are of the opinion that the bill, as it modifies the sections aforesaid, should be enacted into a law, but as the 2d section thereof confines the operation to some four counties, the committee recommend that said 2d section be stricken out, that the operation of the bill may become general.

When,

On motion by Mr. Montgomery,

The bill was referred to a select committee, consisting of Messrs. Montgomery, Berry, and Hardin.

By Mr. Ellis—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred House bill, No. 188, in relation to the change of names, have instructed me to report the same to the Senate with the following amendment, and, upon its adoption, to recommend its passage :

"Strike out the first section."

Which report was concurred in,

The amendment adopted, and the bill ordered to a third reading.

By Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House, No. 13, entitled, "An act in relation to witness's fees," have considered the same, and directed me to report said bill back to the Senate, and recommend that it be indefinitely postponed.

Which report was concurred in,

And the bill indefinitely postponed.

By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate, No. 285, "To repeal an act to amend section 101 of chapter 38 of the Revised Statutes of 1843," have had the same under consideration, and directed me to report the following amendment, and, when adopted, recommend the passage of the bill.

Amendment referred to—

Add as follows to the first section :

"So far as the same relates to the county of Tipton."

Which amendment was adopted,

And the bill was ordered to be engrossed for a third reading.

By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House, No. 153, "An act to amend section 141 of chapter 35 of the Revised Laws of 1843, relating to the duties of Overseers of the Poor in certain cases," have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in,

And the bill ordered to a third reading.

By Mr. Ellis—

MR. PRESIDENT :

The committee on the judiciary, to which had been referred Senate bill No. 219, amending an act creating the Marion court of common pleas, have instructed me to report the same to the Senate, with the following amendment, and, upon its adoption, recommend its passage :

Amendment referred to—

"Strike out second and third sections."

Which report was concurred in,

The amendment adopted, and,

On motion by Mr. Ellis,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

Also, by Mr. Ellis—

MR. PRESIDENT :

The committee on the judiciary, to which had been referred Senate bill No. 286, "Authorizing courts of chancery to aid courts of law in enforcing the payment of certain judgments," have instructed me to report the same to the Senate, and recommend its passage.

Which report was concurred in,

And the bill ordered to be engrossed for a third reading.

By Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House, No. 155, entitled "An act to amend an act providing for the selection of grand and petit jurors," have had the same under consideration, and instructed me to report said bill back to the Senate, with a recommendation that it be indefinitely postponed.

Which report was concurred in,
And bill indefinitely postponed.
By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the House, No. 50, "To reduce the fees of the clerk of the probate court of Knox county," have had the same under consideration, and directed me to report it back to the Senate, recommend its indefinite postponement, and ask to be discharged from the further consideration thereof.

Which report was concurred in,
And the bill indefinitely postponed.
By Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House, No. 33, entitled "An act to repeal an act, entitled an act to amend the statute providing for taking a change of venue in criminal cases," have considered the same, and directed me to report said bill back to the Senate, and recommend that it be indefinitely postponed.

Which report was concurred in,
And the bill indefinitely postponed.
By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary to whom was referred bill of the Senate, No. 284, "to amend the 85th section of chapter 47, of the Revised Statutes of 1847," together with the petition of sundry merchants, have had the same under consideration, and directed me to report that in the opinion of said committee legislation upon the subject is inexpedient, and therefore your committee respectfully recommend the indefinite postponement of the bill, its subject matter, &c., and ask to be discharged from the further consideration thereof.

Which report was concurred in and the bill indefinitely postponed.
By Mr. Harvey,

MR. PRESIDENT :

The committee on the judiciary to whom was referred bill of the Senate No. 239, entitled "a bill to amend an act regulating the fees and salaries of the several officers and persons therein named," approved February 7, 1831, have considered the same and directed me to report the same back to the Senate without amendment and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Buckles,

MR. PRESIDENT :

The committee on the judiciary to which was referred bill of the Senate No. 320, "supplementary to an act entitled 'an act authorizing the school commissioner of Dearborn county to sell and convey certain school lands therein mentioned,'" approved January 27th, A. D. 1836, have had the same under consideration, and directed me to report it back to the Senate without amendment, and without recommendation, and ask that your committee be discharged from the further consideration of the bill, and the subject matter thereof.

And,

On motion,

The bill was laid on the table.

By Mr. Walpole,

MR. PRESIDENT :

The committee on the judiciary reports that said committee, according to order, have had under consideration bill of the Senate No. 241, entitled "a bill to amend the practice in the circuit courts," and the committee after fully examining and considering the same recommend its passage.

Which report was concurred in and the bill ordered to be engrossed for a third reading.

By Mr. Harvey,

MR. PRESIDENT :

The committee on the judiciary to whom was referred bill of the Senate No. 212, entitled "a bill for the relief of certain persons

therein named in Warren county," together with the petition of a large number of the citizens of Warren county, praying the passage of said bill, have had the same under consideration, and directed me to report said bill back to the Senate, and recommend that it be laid on the table, as in the opinion of the said committee legislation on that subject is inexpedient, and said committee ask to be discharged from the further consideration thereof.

And the question being on concurring in the report made by the committee.

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Buckles, Ellis, Harvey, Herod, James, Porter, Randall, Read of C., and Woods.—10.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Brugh, Cassatt, Conduit, Day, Eddy, English, Evans, Garver, Graham, Hendricks, Holloway, Houghton, Hubbard, Kinnard, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Reid of U., Rousseau, Sleeth, Teegarden, Walker, and Winstandley.—31.

So the report was not concurred in.

Whereupon Mr. Montgomery proposed the following amendment :

Provided, however, That nothing herein contained shall be so construed as in any way to affect any claim or claims that any citizen or citizens of Tippecanoe and Fountain counties may justly have on said sureties."

Whereupon Mr. Walpole offered the following amendment to the amendment :

Provided, however, That this act shall not affect any congressional township, if the trustees of such congressional township shall determine to institute suit thereon."

The question being on the adoption of the amendment to the amendment, when,

On motion by Mr. Odell,

The bill and pending amendments were recommitted to a select committee consisting of

Messrs. Odell, Walpole, McCarty, Montgomery, Lyon, and Reid of Union.

By Mr. Walpole,

MR. PRESIDENT :

The judiciary committee report that said committee have had under consideration bill No. 129, of the House of Representatives, entitled "an act to increase the fees of jurors before probate courts," and recommend the passage of the same.

Which report was concurred in and the bill ordered to a third reading.

By Mr. Walpole,

MR. PRESIDENT :

The judiciary committee report that said committee have had under consideration bill No. 132 of the House of Representatives, and the committee recommend one amendment to the same, in words as follows.

Amendment as follows :

SEC. —. This act shall not be considered to affect an act of the General Assembly heretofore enacted incorporating any company conferring the benefits of the provisions of said sixty-first section.

Which report was concurred in, the amendments adopted, and
The bill ordered to a third reading.

By Mr. Ellis,

MR. PRESIDENT :

The committee on the judiciary to which had been referred Senate bill No. 222 in relation to *venditioni exponas*, have instructed me to report the same back to the Senate and recommend its passage.

Amendments referred to—

In section 1st after the words "issuing the same" as follows, "by the return of the proper officer upon said writ of execution."

Which report was concurred in, the amendment adopted, and
The bill ordered to be engrossed for a third reading.

By Mr. Morrison,

MR. PRESIDENT :

The committee on education to whom was referred bill of the House No. 173, entitled "an act to amend the ninth section of 'an act to increase and extend the benefits of common schools,'" have had that subject under advisement, and found that the subject matter of this bill has already been provided for by an act of this Gen-

eral Assembly, approved January 3d, 1850; and have directed me to report the same back to the Senate, and recommend that it be indefinitely postponed.

Which report was concurred in and the bill was indefinitely postponed.

By Mr. Reid of U.,

MR. PRESIDENT :

The committee on education to whom was referred bill of the Senate No. 325, "to amend an 'act to increase and extend the benefits of common schools,' " have had the same under advisement, and requested me to report the same back to the Senate and recommend that the same be indefinitely postponed. I am further instructed by a majority of said committee to report that they have deemed it most advisable during the present session, not to disturb or alter any of the fundamental principles of the aforesaid school law by amendments thereto, but rather on the contrary to allow the said bill to remain before the people for a full and fair trial for a reasonable time, not that the said committee believe the same perfect, but in order to enable the citizens of the State to become better acquainted with its leading features; and believing that a too frequent alteration and amending of laws of a similar nature have been injurious to the same, as well as to the people on whom they operate. All of which is respectfully submitted.

Which report was concurred in and the bill indefinitely postponed.
By Mr. Woods,

MR. PRESIDENT :

The committee on education, to whom was referred the petition of sundry citizens of Wabash county, praying the passage of a law repealing all laws in relation to the employing of teachers, and the passage of a new law on that subject, have had the same under consideration, and have directed me to report that it is inexpedient to legislate on that subject.

Which report was concurred in.
By Mr. Hardin,

MR. PRESIDENT :

The committee on roads to whom was referred bill of the House No. 187, proposing an amendment to the 14th section of the road laws, have had the same under consideration, and have instructed me to report that the proposed change is already provided for in a bill which has passed the Senate, they therefore recommend that

said bill be laid on the table, and ask to be discharged from the further consideration thereof.

Which report was concurred in, and

The bill laid on the table.

By Mr. English,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 316, "for the relief of Hugh M. Stevenson and James Wilson of Wabash county," have had the same under consideration, and a majority of said committee have directed me to report the same back and recommend its passage.

Which report was concurred in,

And the bill was ordered to be engrossed for a third reading.

By Mr. Randall,

MR. PRESIDENT :

The committee on the State Library to whom was referred House bill No. 125, have had the same under consideration, and directed me to report the same back and recommend that it be laid on the table, as the bill providing for the calling of a convention to revise and amend the constitution of the State has in it the same provisions.

Which report was concurred in, and

The bill laid on the table.

By Mr. Eddy,

MR. PRESIDENT :

The committee on manufactures, to whom was referred bill No. 318 of the Senate, entitled a bill to amend chapter 5, article 48, of the Revised Code, have had the same under consideration, and directed me to report it back to the Senate without amendment and recommend its passage.

Which report was concurred in, and the bill ordered to be engrossed for a third reading.

By Mr. Ellis—

MR. PRESIDENT :

A majority of the committee on manufactures, to whom had been referred Senate bill No. 283, "to encourage the investment of capital for manufacturing purposes," have instructed me to report the

same to the Senate with the following amendments, and upon their adoption to recommend its passage.

Amendments referred to :

Amend as follows—

Section 1st, at the end of sixth specification, by adding, “not to exceed thirty-one years.”

At the end of fifth specification in said section, add, “not less than fifty dollars.”

Add after section 3d—

It shall not be lawful for any company that may organize under this act to declare any dividend when the debts of the company exceed their solvent credits, and the company shall set aside of the profits an amount equal to ten per cent. on the amount of capital subscribed, as a surplus fund for the payment of the debts contracted or to be contracted.

Sec. —. That it shall be the duty of said company, on or before the expiration of each year, after the organization of every company under this act, to cause to be made an exhibit of the amount of receipts and disbursements of the company for the year next preceding, as also the liabilities and credits of said company, which exhibit shall be made under the oath of the proper officer of said company and filed in the office of the auditor of the county wherein said company may have established their business, which exhibit shall at all times be subject to the inspection of the public by said auditor.

Which report was concurred in, the amendments adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Millikin—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House No. 147, have had the same under consideration, and made the accompanying amendments thereto, and on the adoption thereof, recommend its passage.

Amendments referred to :

Add the following sections—

Sec. —. That the office of collector be, and the same is hereby, abolished from and after the 1st day of April, 1850, and all the duties required of said collector shall, after that date, be performed by the treasurer of said city; and said treasurer shall do and perform all the services required and set forth in said charter, appertaining to the office and officer of collector.

Sec. —. That the election provided for in said charter shall hereafter be held at the Council Hall, or other public place that the

City Council may designate ; and said City Council shall appoint a judge and inspector of said election, and that part of said charter requiring a poll to be opened in each ward is hereby repealed.

Sec. 4. That the City Council of said city of Aurora shall have the right to levy and assess a tax upon the out-lots, or property fronting on the highway or road, that commences at the south-west corner of in-lot No. 250, and runs west to east end of the Aurora and Laughery Turnpike, at the south-east corner of out-lot No. 20, for the purpose of grading and Macadamizing said road, and to refund to said city of Aurora the amount already advanced by said City Council towards the present contract, for the grading and Macadamizing said road ; said tax to be assessed per foot front on each side of said road. And said City Council shall have the right to assess on said property a sum sufficient each year to keep said road in repair ; and said City Council shall have the right, if they find it necessary, to require said road to be graded thirty feet wide, and mettled twenty-four feet.

Sec. —. And said amount so assessed and levied, shall be a lien on said out-lots fronting on said road aforesaid, and in the neglect or failure on the part of the owners to pay said tax, then the same shall be collected in the same manner as is provided for and authorized in section 47 of said charter, and all the powers granted in said section 47, to the City Council over the streets in said city of Aurora, are hereby extended to and over the road above designated, except that no petition shall be necessary.

Strike out the 3d section.

Which report was concurred in, the amendments ordered to be engrossed, and the bill ordered to a third reading.

By Mr. Lyon—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House No. 390, entitled “ an act to incorporate the Covington Draw Bridge company,” have had the same under consideration, and directed me to report the same back to the Senate, with sundry amendments, upon the adoption of which, recommend its passage.

Amendments referred to—

Amend section 2 by adding to the end thereof the following : “ the capital stock of said company shall not exceed the sum of \$36,000.”

Amend section 4 by adding: “ And shall be constructed with a draw of not less than sixty feet, in such part of said bridge so that boats navigating can pass at low water.”

Amend further by striking out section 9 and inserting instead thereof the following :

Sec. 9. Said company shall commence the erection and construction of said bridge within one year from the passage of this act, and have the same fully completed within three years from the passage hereof; and should said company fail or refuse to commence or complete said bridge as by this section is required, then all the rights, privileges, and franchises hereby created shall be forfeited, and this charter become null and void.

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Lyon,

The rules were suspended, the amendments considered as engrossed, the bill read a third time and passed.

By Mr. Cornett—

MR. PRESIDENT :

The committee on corporations to whom was referred bill No. 204 of the Senate, entitled "a bill to incorporate the Lafayette, Ross-ville, and Michigan Plank Road company," have had the same under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. Lyon--

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 292, entitled an act to incorporate the White river Railroad company, have had the same under consideration, and directed me to report the same back to the Senate with sundry amendments, upon the adoption of which, recommend its passage.

Amendments referred to—

Amend section 2d by adding the following proviso :

That said branch and lateral roads shall not exceed twenty miles in length : *And provided, further,* That it shall not be lawful for said company at any time to create any greater amount of stock than may be actually necessary for the construction or repairs of said road, and branches : *Provided, further,* That it shall not be lawful for said company to borrow any money upon the credit or other security of the corporation, for any greater discount or rate of interest than 20 per centum.

Add also the following section :

The Legislature reserves the right to alter, amend, or repeal the rights and privileges conferred by this act, whenever the public good requires it.

And the question being on the adoption of the amendments' when

Mr. Rousseau called for a division of the question.

The President decided the same to be susceptible of division, and stated, the question will be on the adoption of the first amendment; and

It was adopted.

The question then being on the adoption of the second amendment, and

It was not adopted.

When,

On motion by Mr. Lyon,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. McCarty—

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 321 entitled "a bill to incorporate the Firemen's and Mechanics' Insurance Company," have had the same under consideration, and directed me to report it back to the Senate, with one amendment, and when so amended, recommend its passage.

Amendment referred to—

Add the following section :

Sec. 19. The right is hereby reserved to repeal this charter at any time by a vote of a majority of two-thirds of each branch of the General Assembly.

Which report was concurred in, the amendments adopted, and,

On motion,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Hubbard—

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 311, have had the same under consideration, and directed me to report the said bill back, to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and bill

No. 311. A bill to incorporate the town of Troy, in Perry county, Was ordered to be engrossed for a third reading.

By Mr. Lyon—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House No. 133, entitled "an act to incorporate the Spring Creek and Tippecanoe Bridge Company," have had the same under consideration, and directed me to report the same back to the Senate, with the following amendments, upon the adoption of which, recommend its passage.

Amendments referred to—

Add the following section :

Sec. —. The board doing county business in and for the county of Carroll, is hereby authorized from time to time to fix and regulate the rates of toll for said company. And the Legislature hereby reserves the right to alter, amend, or repeal this charter whenever the public good may require it.

Which report was concurred in,

The amendment adopted, and ordered to be engrossed, and the bill ordered to a third reading.

By Mr. Millikin,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of House, "No. 257, to incorporate the Harrison and Boardman turn-pike company," have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and

The bill ordered to a third reading.

Also, by Mr. Millikin,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate, "No. 240, in relation to the sale of incorporation bonds," have had the same under consideration, and directed me to report it back to the Senate, and recommend that it be indefinitely postponed.

When,

On motion by Mr. Herod,

The bill was recommitted to a select committee consisting of Messrs. Herod, Adams, and Berry.

By Mr. Cassatt,

MR. PRESIDENT :

The committee on corporations to which was referred bill No. 167, of the House, entitled, "a bill to incorporate the Tippecanoe horse thief detecting company," have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and

The bill ordered to a third reading.

By Mr. McCarty,

MR. PRESIDENT :

The committee on corporations to whom was referred a bill of the House, No. 246, entitled "an act to amend an act to incorporate the Bedford Insurance Company," approved February 8, 1836, have had the same under consideration, and have made the following amendment, and have directed me to report it back for the action of the Senate.

Amendment referred to :

Add as follows .

Provided, It shall not be lawful for said company, directly or indirectly, to charge or receive a greater rate of interest on notes, bills, or other evidences of debt, and no greater rate of exchange than the State Bank of Indiana is now allowed by law to receive, or as may hereafter be the current rate of exchange ; and that it shall not be lawful for said company to charge or receive any compensation for endorsing or insuring the payment of any bond, bill, note, or other instrument of indebtedness.

And so much of section 13, of the act of incorporation of said company, approved February 8, 1836, and all acts inconsistent with this amendment, be and the same are hereby repealed.

This amendment shall not be so construed as to interfere with the business of bona-fide insurance by said company, or the issuing of policies of insurance against loss by fire, or any kind of risk on property in course of transportation, or otherwise, and the charging and receiving such a rate of premium as may be agreed upon between the parties.

Previous to creating the additional stock hereby contemplated, and previous to all such times as it may be increased, said company shall, by publication in two or more newspapers of most general circulation in the county of Lawrence, give thirty days notice, setting forth in every particular how said stock is to be increased, and

how to be paid, or secured, and shall cause a communication setting forth the same matter to be directed to each stockholder and deposited in the post-office at Bedford, directed to such post-office as it is understood the stockholder usually receives his communications, thirty days previous to such increase of stock.

Provided, however, That said company shall not be authorized to receive or accept any part of this amendment without accepting the whole, and an acceptance of any part of the amendment shall be taken as conclusive evidence that the company have accepted the whole provisions of this act.

When,

On motion by Mr. Rousseau,

The bill and pending amendments were re-committed to a select committee consisting of

Messrs. Rousseau, Lyon, Malott, Walpole, and McCarty.

By Mr. Hendricks,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 324, have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. McCarty,

MR. PRESIDENT :

The committee on corporations to whom was referred Senate bill "No. 214, to authorize the Lafayette Insurance Company to establish agencies and increase their capital stock," have had the same under consideration, and directed me to report the same back to the Senate, with the following amendments.

Amendments referred to as follows :

Provided, It shall not be lawful for said company directly, or indirectly, to charge or receive a greater rate of interest on notes, bills, or other evidences of debt, and no greater rate of exchange than the State Bank of Indiana is now allowed by law to receive, or as may hereafter be the current rate of exchange; and that it shall not be lawful for said company to charge or receive any compensation for endorsing or insuring the payment of any bond, bill, note, or other instrument of indebtedness.

And so much of section 13, of the act of incorporation of said company, approved February 8, 1836, and all acts inconsistent with this amendment, be and the same is hereby repealed.

This amendment shall not be so construed as to interfere with the business of bona-fide insurance by said company, or the issuing of policies of insurance against loss by fire, or any kind of risk on property in course of transportation, or otherwise, and the charging and receiving such a rate of premium as may be agreed upon between the parties.

Previous to creating the additional stock hereby contemplated and previous to all such times as it may be increased, said company shall, by publication in two or more newspapers of most general circulation in the county of Tippecanoe, give thirty days notice, setting forth in every particular how said stock is to be increased, and how to be paid, or secured, and shall cause a communication setting forth the same matter to be directed to each stockholder, and deposited in the post office at Lafayette, directed to such post office as it is understood the stockholder usually receives his communications, thirty days previous to such increase of stock.

Provided, however, That said company shall not be authorized to receive or accept any part of this amendment without accepting the whole; and an acceptance of any part of the amendment shall be taken as conclusive evidence that the company have accepted the whole provisions of this act.

And,

On motion,

The bill and pending amendments were laid upon the table.

By Mr. Cornett,

MR. PRESIDENT :

The committee on corporations to which was referred bill No. 234, of the Senate, entitled "a bill to incorporate the Mixerville Turnpike Company," have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and

The bill ordered to be engrossed for a third reading.

By Mr. Lyon,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 319, entitled "a bill to incorporate the Cannelton Savings Institute," have had the same under consideration, and directed me to report the same back to the Senate, with the following amendments, upon the adoption of which, recommend its passage.

Amendments referred to—

Amend section 6, by adding thereto the following proviso :

Provided, That it shall not be lawful for said company to loan or borrow money, or receive any money on deposit at any greater rate of interest than six per centum per annum. Nor shall said company be authorized to issue any bills of credit, or other circulating medium, by virtue of the provisions of this act.

Sec —. The Stockholders, Trustees, or Directors of said corporation shall be liable, in their individual capacity, for all the debts, contracts, and liabilities of said corporation not paid in their corporate capacity.

Which report was concurred, the amendments adopted, and,
The bill ordered to be engrossed for a third reading.
By Mr. Hubbard,

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 205 have had the same under consideration, and made one amendment thereto, and when said amendment is adopted, I am directed to recommend the passage of said bill.

Amendment referred to :

Amend by adding the following section :

Sec. —. Nothing in this act contained shall authorize the said company in any way to obstruct the navigation of said river, and said company shall not charge tolls exceeding the following rates, to-wit: man and horse, five cents ; every four wheeled carriage, drawn by two horses, ten cents ; for each additional horse or ox attached to the carriage, three cents ; for every cart, sleigh, sled, or cutter, drawn by one horse, five cents ; for every cart, carriage, sleigh, or sled, or other vehicle, drawn by two horses, ten cents ; for each horse, mule, or ass, three cents ; for each head of neat cattle, one cent ; for every sheep or hog, one-half cent ; for every foot passenger, two cents ; and in all analagous portions of the foregoing rates, for any other animals and carriages ; but all funeral processions and persons going to and returning from public worship, shall be exempt from paying tolls.

Which report was concurred in, the amendment adopted, and bill

No. 205. A bill to incorporate the Eel River Bridge Company ;
Was ordered to be engrossed for a third reading.

By Mr. Berry—

MR. PRESIDENT :

The committee on corporations, to whom was referred House bill

No. 258, entitled a bill to incorporate the Western Plank Road Company, have had that subject under consideration, and directed me to report it back and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Berry,

The rules were suspended, the bill read a third time, and passed.

Also by Mr. Berry—

MR. PRESIDENT :

The committee on corporations, to whom was referred house bill No. 89, entitled a bill to incorporate the Grand Royal Arch Chapter of the State of Indiana, have had that subject under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

Also by Mr. Berry—

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 216, entitled, a bill to incorporate the Point Commerce Bridge Company, have had that subject under consideration, and directed me report it back with one amendment, which, when adopted, they recommend its passage.

Amendment referred to—

Add as follows :

Sec. —. Said company, in erecting the bridge, shall not in any way obstruct the navigation of said river, and the Legislature reserves the right to grant other acts for similar purposes, at Point Commerce, whenever the public good shall demand legislation.

Which report was concurred in, the amendment adopted, and the bill ordered to be engrossed for a third reading.

Also by Mr. Berry—

MR. PRESIDENT :

The committee on corporations, to whom was referred House bill No. 341, entitled a bill to incorporate the White County Monticello Bridge Company, with amendments, have had that subject under consideration, and directed me to report it back to the Senate, with amendments, and recommend its passage.

Amendments referred to—
Add the following section :

Sec. —. The Legislature reserves the right to incorporate other associations, when public good shall require it, for the same purposes authorized in this charter; and nothing in this act shall prevent the establishment of ferries over said river, at any point at or near Monticello.

Which report was concurred in, the amendment adopted, and,

On motion,

The rules were suspended, and bill read a third time, and passed.

By Mr. Hubbard—

MR. PRESIDENT :

The committee on corporations, to which was referred bill of the Senate No. 298, have had the same under consideration, and made one amendment thereto, and when said amendment is adopted, I am directed to recommend the passage of the bill.

Amendment referred to—

Strike out of section 3d the following :

“ Which said amount shall be exempt from taxation for State or county purposes.”

Which report was not concurred in.

On motion by Mr. Hardin,

The Senate adjourned.

Two o'clock, P. M.

The Senate met.

When the Senate resumed the consideration of Senate bill No. 298. A bill to incorporate the Indiana Female Normal School;

And the question being, “ Shall the bill pass ?”

When,

Mr. Read of C. proposed the following amendment—

Add to 3d section as follows :

“ Until otherwise directed by the Legislature.”

Which amendment was adopted, and,

On motion by Mr. Adams,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Herod—

MR. PRESIDENT :

The select committee to which was referred Senate bill No. 240, have had the same under consideration, and have made one amendment thereto, and upon the adoption thereof, have directed me to recommend its passage.

Amendments referred to—

1st amendment :

Strike out of first section, sixth line, the words “or below.”

2d amendment :

Add the following section :

Sec. —. Any company adopting the provisions of this act, may secure the payment of such bonds by mortgage on its road, or otherwise, as may be deemed expedient by such company.

Which report was concurred in, the amendments adopted, when, Mr. Berry proposed the following amendment :

Strike out “twenty” and insert “ten.”

When,

Mr. Rousseau moved to lay the amendment on the table ;

And the ayes and noes being demand by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Adams, Brugh, Cassatt, Conduit, Day, Eddy, Ellis, English, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, Malott, Montgomery, Morgan, Odell, Porter, Rousseau, Teegarden, and Winstandley—24.

Those who voted in the negative are,

Messrs. Berry, Cornett, Carver, Graham, Hardin, James, Kinnard, Lyon, Miller, Millikin, Morrison, Read of C., Read of U., Sleeth, Walker, Walpole, and Woods—17.

So the amendment was laid on the table.

The question then being, “Shall the bill be engrossed for a third reading?”

And the ayes and noes being demanded by two Senators they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Brugh, Cassatt, Day, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, McCarty, Montgomery, Morgan, Porter, Rousseau, and Winstandley—17.

Those who voted in the negative are,

Messrs. Berry, Conduit, Cornett, Eddy, Ellis, English, Evans, Garver, Graham, Hardin, Holloway, James, Kinnard, Lyon, Miller, Millikin, Morrison, Odell, Read of C., Reid of U., Sleeth, Teegarden, Walker, Walpole, and Woods—25.

So the bill was not ordered to be engrossed.

A communication was received from the Governor by the hand of Mr. Tarkington, the Executive Messenger, informing the Senate of the resignation of the Hon. George H. Dunn, President Judge of the thirteenth judicial circuit.

Mr. Morrison made the following report from a select committee:

MR. PRESIDENT :

The select committee on the State Agency, to whom was referred a communication from the Auditor of State, relative to the expenditures of the office of State Agent, have had the subject under advisement, and having considered the subject matter to be of general and public interest, have directed me to report the same back to the Senate, and recommend that it be placed on the journals.

Which was ordered.

AUDITOR OF STATE'S OFFICE, /
Indianapolis, December 5th, 1849. /

HON. JAMES G. READ,

President of the Senate:

Sir: In compliance with the resolution of the Senate, requesting a statement of the amount of moneys audited annually to defray the expenses of the office of Agent of State from the time of its creation to the close of the last year, I make the following statement :

The amount audited to the Agent of State for his salary and for incidental expenses during the year 1848 was,	-	\$4,436 87
During the year 1845,	- - - - -	8,129 43
During the year 1846,	- - - - -	2,487 45
During the year 1847,	- - - - -	2,860 84

During the year 1948,	-	-	-	-	-	-	\$19,892 64
During the year 1849,	-	-	-	-	-	-	12,602 67

The foregoing are the amounts shown by the books of this office to have been audited during each of the fiscal years above mentioned—the fiscal year commencing the 1st of November, and terminating the 31st of October. A large portion of the amount charged to the year 1848, belonged of right to the preceding year, but not being audited until after the 31st of October, necessarily goes into the next year. Since the arrangement with the bondholders, by which the interest of the public debt has been paid, the interest for money borrowed, and the exchange, are both charged to the account of incidental expenses, and of course increase it considerably. It is proper also to remark, that a considerable portion of the amount audited and charged to the account of 1848, was for attorney's fees, taxes, and other expenses growing out of the suspended debt.

I am, very respectfully,

Your obedient servant,

D. MAGUIRE,

Auditor of State.

Mr. Montgomery made the following report :

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 206, have had that subject under consideration, and directed me to report it back to the Senate without amendment, and recommend its passage.

The report was concurred in, and the bill ordered to be engrossed for a third reading.

Mr. Houghton introduced the following bill :

No. 337. A bill to legalize the marriage between William Brazzle and Sarah Vaughn, of Daviess county ;

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, bill read a second time, and,

On further motion by Mr. Houghton,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Garver,

MR. PRESIDENT :

The committee on finance, to whom was referred joint resolution of the House No. 137, entitled "a joint resolution on the subject of

of the United States surrendering State bonds, have had the same under consideration, and have directed me to report the same back and recommend its passage :

Which report was concurred in, and the joint resolution ordered to be engrossed for a third reading.

By Mr. Walker,

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 87, incorporating the Logansport Insurance Company, have had the same under consideration, and have directed me to report the bill back to the Senate, and recommend that it be laid upon the table, and have directed me to report the accompanying bill and recommend its passage.

Which report was concurred in, and the bill laid on the table.

No. 338. A bill to incorporate the Logansport Insurance Company ;

Which was read a first time, and,

On motion by Mr. Walker,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Walker,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Adams made the following report :

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 322, have had the subject under consideration, and have directed me to report it to the Senate with an amendment, and upon the adoption thereof, recommend the passage of the bill.

Amendment referred to :

Amend as follows :

Strike out from the enacting clause, and insert the following :

That hereafter the terms of the Circuit Court in the county of Monroe shall commence and be holden on the Mondays succeeding the terms as now fixed by law in the county of Owen, and may be holden eight days, if the business thereof require it ; and the terms of the Circuit Court of the county of Morgan shall hereafter be commenced and holden on the Thursdays succeeding the terms in the county of Monroe, as fixed in this act, and may be holden nine days if the business thereof require it, in the county of Brown, on the Mondays succeeding the terms in the county of Morgan, and

shall be holden one week if the business thereof require it, and in all the other counties in said circuit as is now fixed by law.

Sec. 2. The provisions of the second section of an act entitled "an act to fix the time of holding courts in the tenth judicial circuit," approved January 25, 1847, shall apply to this act, and have the same force and effect as if a part hereof.

Sec. 3. All laws contravening the provisions of this act are hereby repealed; this act to take effect and be in force from and after its passage; and the Secretary of State is hereby required to forward a certified copy thereof immediately to the Clerks of the Circuit Courts of Monroe and Morgan counties.

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Adams,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Hardin,

No. 339. A bill to amend an act entitled "an act to increase and extend the benefits of common schools," approved January 17, 1849;

Which was read a first time, and,

On motion by Mr. Hardin,

The rules were suspended, the bill read a second time, and referred to the committee on education.

By Mr. McCarty,

MR. PRESIDENT:

The select committee to whom was referred Senate bill No. 224, have had the same under consideration, and have directed me to report the same back to the Senate with the following amendments, and when so amended recommend its passage.

Amendments referred to:

Strike out the first, second, and third sections, and insert the following in lieu thereof:

Sec. 1. The Board of County Commissioners of Marion county be authorized, if they deem it necessary, to employ the Recorder to make a general cross index of the deeds and other instruments recorded in said recorder's office.

Sec. 2. That the recorder shall make an index of the mortgages and other liens in a book separate from the index book of the other instruments.

Sec. 3. That said recorder shall be paid for making such index out of any moneys in the county treasury of said county, subject to the payment of general orders.

Which report was concurred in, the amendments adopted, and

The bill ordered to be engrossed for a third reading.

By Mr. Ellis,

MR. PRESIDENT :

The select committee to which was referred House bill No. 214, "to repeal certain acts therein named," have had the same under consideration, and have directed me to report the same back and recommend its passage.

And the bill was ordered to be engrossed for a a third reading.
By Mr. Houghton,

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 208, entitled "an act to repeal an act therein named," concerning Sheriffs, so far as relates to the county of Martin, have had the same under consideration, and direct me to report it back and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Randall,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 193, in relation to the *per diem* allowance for work done on the public highways in Adams county and others therein named, have had the same under consideration, and directed me to report the same back without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Ellis,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 219, concerning the duties of the county treasurers of the counties of Kosciusko and Knox, have instructed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Garver,

MR. PRESIDENT :

The committee on finance, to whom was referred a resolution of

the Senate instructing said committee to inquire into the expediency of amending the law fixing the penalty on lands sold for the non-payments of taxes at fifty per cent., have had the same under consideration, and directed me to report that in the opinion of the committee it is not expedient to make any change in the existing law upon that subject.

Which report was concurred in.
By Mr. Randall,

MR. PRESIDENT :

The select committee to whom was referred bill No. 55 of the House, in relation to juror's fees in Allen county, have had the same under consideration, and directed me to report the same back and recommend that said bill be indefinitely postponed.

Which report was concurred in, and the bill indefinitely postponed.

By Mr. Montgomery,

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 231, have had the same under consideration, and have directed me to report the same back without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Montgomery,

MR. PRESIDENT :

The committee on elections, to whom was referred bill No. 60, "An act to authorize the voters of Daviess county to vote in Washington township in said county," have had the same under consideration, and have directed me to report the same back to the Senate and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a third time, and passed.

Mr. Dole introduced the following bill :

No. 340. A bill to incorporate the Cincinnati and St. Louis Telegraph Company ;

Was read a first time, and,

On motion by Mr. Hubbard,

The rules were suspended, the bill read a second time ; and,
Was referred to a select committee, consisting of
Messrs. Hubbard, Harvey, and Ellis.

Mr. Eddy introduced the following bill :

No. 341. A bill for the relief of Paul Egbert and others ;
Was read a first time, and,

On motion by Mr. Eddy,
The rules were suspended, the bill read a second time, and,

On further motion by Mr. Eddy,
The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Randall,

No. 340. A joint resolution in relation to Convention to alter and amend the constitution of this State:

Was read a first time and passed to a second reading.

By Mr. Holloway,

No. 343. A bill relative to the erection of a school house in Cambridge City ;

Which was read a first time, and,

On motion by Mr. Holloway,
The rules were suspended, the bill read a second time, and,

On further motion by Mr. Holloway,
The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Eddy,

No. 344. A bill for the relief of Elihu Morris ;

Which was read a first time, and,

On motion by Mr. Eddy,
The rules were suspended, the bill read a second time, and referred to the committee on finance.

Mr. Garver made the following report :

MR. PRESIDENT :

The committee on finance, to whom was referred bill of the Senate No. 301, entitled, an act to preserve the interest of the State of Indiana in the Indianapolis and Madison Railroad, have had the same under consideration, and directed me to report the same back and recommend its passage.

Which report was concurred in, and,

On motion,
The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Millikin—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House No. 284, have had the same under consideration, and directed

me to report it back to the Senate, and on the adoption thereof, recommend its passage.

Amendments referred to—

Amend the 19th section by striking out the words "Ohio county" and insert the following : "the county in which such cause of action occurred."

Which report was concurred in, the amendments adopted, and The bill ordered to a third reading.

By Mr. Dawson—

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 94, entitled, an act to reduce the fees of the auditor and treasurer of Steuben county, have had the same under consideration, and have instructed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and said bill ordered to a third reading.

BILLS INTRODUCED.

By Mr. Walpole,

No. 345. A bill for repealing certain laws so far as the same relates to Hancock county, and for other purposes ;

Which was read a first time.

By Mr. Walpole,

No. 346. A bill defining the duties of the treasurer of Madison county in relation to road tax :

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Walpole,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Walpole,

No. 347. A bill in relation to tavern and grocery license in Hancock county ;

Which was read a first time ; and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and ordered to be engrossed for a third reading.

By Mr. McCarty.

No. 348. A bill to amend an act entitled, "an act to incorporate the City of Indianapolis," approved 27th May, 1848 ;

Which was read a first time, and,

On motion by Mr. McCarty,

The rules were suspended, the bill read a second time, and ordered to be engrossed for a third reading.

By Mr. Lyon,

No. 349. A bill for the protection and relief of orphan children ;
Which was read a first time and passed to a second reading.

By Mr. Lyon,

No. 350. A bill to amend an act entitled, an act to define the jurisdiction of justices of the peace in the several counties therein named, approved January 16, 1849 ;

Which was read a first time and passed to a second reading.

By Mr. Cassatt,

No. 351. A bill to provide for the election of prosecuting attorney in the county of Wabash ;

Which was read a first time, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Morrison,

No. 352. A bill to provide for the sale of a portion of square No. 25, in the town of Indianapolis, for the purpose of erecting thereon buildings for the use of the Indiana Central Medical College ;

Was read a first time and passed to a second reading.

By Mr. Porter,

No. 353. A bill to increase the pay of the probate judge of Harrison county ;

Was read a first time, and,

On motion by Mr. Porter,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Porter,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Odell,

No. 354. A bill requiring persons to close gates erected on any county or private road after passing through the same ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and ordered to a third reading.

By Mr. Walker,

No. 355. A bill to incorporate the Washington Manufacturing Company ;

Which was read a first time, and,

On motion by Mr. Walker,

The rules were suspended, the bill read a second time, and Referred to the committee on corporations.

By Mr. Berry,

No. 356. A bill to incorporate the Brookville Literary and Scientific Lyceum ;

Which was read a first time, and,

On motion by Mr. Berry,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

On motion by Mr. Hendricks,

No. 357. A bill authorizing the election of an additional justice of the peace for North Madison ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, and the bill read a second time, and ordered to be engrossed for a third reading.

By Mr. Lyon,

No. 358. A bill to increase the dower right of widows of deceased persons, and amend section 80, chapter 28, Revised Statutes of 1843 ;

Which was read a first time and passed to a second reading.

By Mr. Garver,

No. 359. A bill for the relief of Crawford Byrd ;

Which was read a first time, and,

On motion by Mr. Garver,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Garver,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Reid of Union made the following report :

MR. PRESIDENT :

The committee on the judiciary to whom was referred resolution of the Senate, inquiring into the propriety of selling the northern division of the Central Canal, have had the same under consideration, and a majority have requested me to introduce the following bill for this purpose, and to recommend its passage.

No. 360. A bill to authorize the sale of the Northern Division of the Central Canal ;

Which was read a first time, and,

On motion by Mr. Reid of Union,

The rules were suspended, the bill read a second time, and

Referred to the committee on finance.

By Mr. Dawson,

No. 361. A bill to vacate a certain alley in the town of Spencerville ;

Which was read a first time, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Dawson,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Millikin,

No. 362. A bill to amend "an act to incorporate the Wilmington and Aurora Insurance Company," approved February 2, 1839 ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

ORDERS OF THE DAY.

Bills on their Third Reading.

No. 146. A bill to amend article 5, chapter 28, of the Revised Statutes of 1843 ;

Was read a third time and passed.

No. 175. A bill to amend an act entitled, "an act to authorize county auditors to sell lands at private sale, which have been bid in for the use of the school fund," approved January 28th, 1847 ;

Was read a third time and passed.

No. 246. A bill to provide for the registration of Births, Deaths, and Marriages ;

Which was read a third time, and passed.

No. 250. A bill to incorporate the Shelbyville and Indianapolis Rail Road Company, and for other purposes ;

Which was read a first time, when

Mr. Hubbard proposed the following amendment :

Amend by inserting the following section :

Section —. Should the company constructing the road from Shelbyville to Indianapolis, after the terms and compensation for the transportation of cars and passengers as provided aforesaid have been fixed by the agreement of the said companies, or by the Treasurer of State, refuse or neglect to convey the cars and passengers when desired by the other company, said company so neglecting or refusing by itself, officers, or agents, shall forfeit and pay to the company injured, for any such failure or neglect, any sum not exceeding the sum of five hundred dollars, nor less than fifty dollars, which may be recovered in an action of debt, in any court of competent jurisdiction.

Add to the 8th line of section 2, after the word companies "*for the period of two years.*"

When,

Mr. Walpole proposed the following amendment to the amendment :

Sec. —. Nothing in this act contained shall be so construed as to prevent the Legislature from granting charters to other companies to construct rail roads parallel to the road contemplated in this act.

Which was adopted by unanimous consent.

The question then being on the adoption of the amendment as amended, and

It was adopted by unanimous consent.

And the bill passed

No. 122. A bill (of the House) for the relief of William Northern ;

Which was read a third time, and passed.

No. 282. A joint resolution (of the House) providing for the purchase of land for the Deaf and Dumb Asylum ;

Which was read a third time, and passed.

Mr. Miller moved to reconsider the vote on the passage of house bill

No. 222. A bill to amend an act entitled "an act to incorporate a company to construct a rail road from Evansville, on the Ohio river, to connect with the Ohio and Mississippi Rail Road at, or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and Mt. Carmel, Illinois," approved January 2, 1849.

When,

Mr. Rousseau moved a call of the Senate, and

The call having been proceeded with,

On motion,

The further call was suspended, and

The question being, will the Senate reconsider ? and

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Buckles, Dawson, Eddy, Ellis, English, Evans, Hardin, Hendricks, Holloway, Huffstetter, James, Lyon, Mallott, Miller, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Teegarden, and Walker—24.

Those who voted in the negative are,

Messrs. Adams, Allen, Cassatt, Conduitt, Cornett, Day, Dole, Garver, Graham, Harvey, Herod, Houghton, Hubbard, Kinnard, McCarty, Millikin, Montgomery, Rousseau, Sleeth, Walpole, and Woods—21.

So the same was reconsidered, when,

Mr. Odell moved to re-commit the bill to a select committee, with the following instruction, viz :

Amend as follows :

1. In the 13th line, of section 1, after the words "Vigo county," insert the following: "And thence to some suitable point of intersection with any rail road to be constructed from Crawfordsville to Lafayette."

2. In the 15th line of section 1, strike out the words "Terre Haute," and insert "northern terminus above named."

3. In the 8th line of section 10, strike out "Terre Haute" and insert, "its said northern terminus."

4. In lines 6 and 7 of section 11, strike out the words "Vincennes and Terre Haute" and insert the words "and Wabash," and near the close of said section, make the same change of corporate name.

5. Add to the bill the following section :

Sec. —. When the line of said railroad may be located through lands belonging to an infant, the guardian of such infant may for, and on behalf of his ward, release to said company, the right of way, as fully and unconditionally as such infant could do if he were of full age.

When,

Mr. Roussœau moved to lay the motion to recommit with instructions, on the table.

Which motion prevailed.

And the question then being, shall the bill pass?

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Buckles, Eddy, Ellis, English, Hardin. Hendricks. Holloway, James, Miller, Morgan, Odell, Porter, Read of C., Reid of U., Teegarden, Walker, and Walpole—18.

Those who voted in the negative are,

Messrs. Adams, Allen, Cassatt, Conduit, Cornett, Day, Dawson, Dole, Evans, Garver, Graham, Harvey, Houghton, Hubbard, Kinard, McCarty, Millikin, Montgomery, Morrison, Rousseau, Sleeth, Winstandley, and Woods—23.

So the bill did not pass.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate :

- No. 86. An act to vacate streets and alleys therein named ;
- No. 97. An act relative to the National Monument at Washington.
- No. 102. An act to amend an act entitled, "An act to revise and consolidate the several acts of the General Assembly relative to laying out opening, repairing, changing, and vacating public highways, and to the erection and repair of bridges and to amend the same," so far as relates to the county of Wabash.
- No. 104. An act to incorporate the Tippecanoe Fire Company.
- No. 110. An act to consolidate the Richmond Turnpike Company and the Wayne County Turnpike Company, and for other purposes.
- No. 144. An act to change the name of the town of Springfield in Hendricks county.
- No. 150. An act to incorporate the trustees of the Hartsville Academy.
- No. 152. An act to incorporate the town of Hartsville, Bartholomew county.
- No. 167. An act to incorporate the Fort Wayne and Piqua Plank road company.
- No. 169. An act to authorize the trustees of the first regular Baptist church of Crawfordsville, Montgomery county, Indiana, to sell land.
- No. 177. An act to amend the charter of the Crawfordsville Institute.
- No. 224. An act to locate a state road the county of Washington.
- No. 235. An act to incorporate the Presbyterian Female College in the county of Washington.
- No. 300. An act for the relief of James Bertanshaw, of Franklin county.
- No. 313. An act to incorporate the Pittsburgh Library Institute
- No. 314. An act for the relief of Samuel Scott, Sen., of Posey county.
- No. 326. An act to incorporate the "*Chaffraus Bikenchalim ukfurans mesini*" of Fort Wayne.
- No. 327. An act fixing the time of holding the several circuit courts in the 11th judicial circuit.
- All without amendment.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate, to the following engrossed bills of the House :

No. 63. An act in relation to Lamasco city.

No. 113. An act to amend an act entitled, "An act to incorporate the Liberty and Brownsville Turnpike Company," approved, February, 12, 1848.

No. 305. An act for an appropriation for a State Fire Engine, for the use of the State Prison.

All without amendment.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 335. An act for the relief of Israel Bayless.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to the following engrossed bills of the House :

No. 183. An act to regulate grand and petit jurors' fees in the county of Adams, and other counties therein named.

No. 264. An act to authorize Jacob C. Harsh of Dekalb county, to erect a mill dam across the Little St. Joseph river in Allen county, Indiana.

Without amendment.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the House will, the Senate concurring therein, go into the election of a President Judge for the 13th judicial circuit, on to-morrow (Friday) at 10 o'clock, A. M., and also the Superintendent of the Northern division of the Central Canal ;

When,

Mr. Miller moved to amend the same as follows :

"Strike out that part which relates to the election of a Superintendent of the Northern Division of the Central Canal."

Which motion prevailed, and the resolution as amended, was concurred in by the Senate.

On motion,
The Senate adjourned.

FRIDAY MORNING, JANUARY 11th, 1850.

The Senate met.

On motion by Mr. Lyon,

The reading of the journal was dispensed with.

Mr. English moved to reconsider the vote on concurring in the resolution of the Senate, in regard to electing a President Judge for the 13th Judicial Circuit,

Which motion prevailed.

When,

Mr. English moved to reconsider the vote on adopting Mr. Miller's amendment.

The question then being on concurring in the resolution,

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the Affirmative are,

Messrs. Allen, Berry, Brugh, Conduit, Day, Eddy, Ellis, English, Garver, Holloway, James, Kinnard, Lyon, Malott, Millikin, Montgomery, Morrison, Odell, Porter, Rousseau, Sleeth, Walker, Walpole, and Woods—24.

Those who voted in the Negative are,

Messrs. Cassatt, Cornett, Dawson, Dole, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, Hufstetter, Morgan, Read of Clark, Reid of Union, Teegarden, and Winstandley—19.

So the resolution was concurred in.

PETITIONS, MEMORIALS, AND REMONSTRANCES PRESENTED.

By Mr. Millikin,

The petition of a number of citizens of Dearborn county, upon

the subject of electing John Runyan, President Judge of the 13th Judicial Circuit;

Which was,

On motion,

Laid on the table.

By Mr. Millikin,

A petition upon the subject of granting a charter for a McAdamized Road ;

Which was,

On motion by Mr. Millikin,

Referred to the committee on corporations.

By Mr. Millikin,

A communication from P. L. Spooner, of Dearborn county ;

Which was,

On motion by Mr. Millikin,

Referred to the judiciary committee.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House insist upon their amendment to the resolution of the Senate fixing the adjournment of the present General Assembly on Wednesday the 16th instant.

And,

On motion by Mr. Ellis,

The Senate receded from the disagreement of the Senate to the amendment of the House of the resolution of the Senate.

And,

On motion by Mr. Ellis,

The Senate concurred in the amendment of the House to the resolution of the Senate fixing the time of the adjournment of the present Legislature on the 21st instant.

REPORTS FROM STANDING COMMITTEES.

By Mr. Berry—

MR. PRESIDENT :

The committee on federal relations, to which was referred the petition of sundry citizens, praying the passage of a joint resolution instructing our Senators in Congress to procure the establishment of a Congress of Nations to arbitrate on National difficulties, have had it under consideration, and a majority have directed me to report it back to the Senate, with the opinion, that it is inexpedient at the present to legislate on that subject at the present session, and recommend that it lie on the table.

Which report was concurred in,
And the petition laid on the table.
By Mr. Lyon—

MR. PRESIDENT :

The committee on federal relations, to which was referred joint resolution of the Senate, No. 57, on the subject of postage, have had the same under consideration, and have instructed me to report the same back to the Senate, and recommend that the same be laid on the table ; that in the opinion of said committee legislation on that subject at this time, is not only inexpedient but uncalled for.

Respectfully submitted.

Which report was concurred in,
And the joint resolution was laid on the table.
By Mr. Reid of U.—

MR. PRESIDENT :

The committee on federal relations, to whom was referred joint resolution of the Senate, No. 50, concerning a proposed amendment of the Constitution of the United States, so as to elect the Senators in Congress by a direct vote of the people, have had the same under consideration, and requested me to report the same back to the Senate, and recommend its passage.

Which report was concurred in,
The joint resolution ordered to be engrossed for a third reading.
By Mr. Graham—

MR. PRESIDENT :

The committee on federal relations, to whom was referred joint resolution of the Senate, No. 100, "instructing our Senators on the subject of the franking privilege," have had the same under consideration, and have directed me to report that it is inexpedient to legislate thereon.

Which report was concurred in,
And the joint resolution was laid on the table.
By Mr. Lyon—

MR. PRESIDENT :

The committee on federal relations, to whom was referred joint resolution of the House, No. 220, "In relation to the barbarous, cruel, and inhuman treatment of Hungary by the Austrian Government," have had the same under consideration, and have instructed

me to report the same back to the Senate, and recommend that the said joint resolution lay upon the table; that a joint resolution of the Senate covering the same subject matter intended to be covered by the above resolution of the House, has already passed the Senate, and been reported to the House for its action.

Which report was concurred in, and,

On motion,

The said bill was laid on the table.

By Mr. Porter—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House, No. 178, entitled "An act to incorporate the Goodwin Female Institute of Lafayette," have had the same under consideration, and have directed me to report the same back, without amendment, and recommend its passage.

Which report was concurred in,

And the said bill was ordered to a third reading.

Also, by Mr. Porter—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House, No. 230, entitled "A bill to incorporate the West Point Literary and Agricultural College in Tippecanoe county," have had the same under consideration, and have directed me to report the same back, without amendment, and recommend its passage.

Which report was concurred in,

And said bill was ordered to a third reading.

By Mr. Millikin—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate, No. 362, have had the subject under consideration, and directed me to report the same back to the Senate, with one amendment, upon the adoption of which, they recommend its passage :

Amendment referred to—

"*Provided*, It shall not be lawful for said Company, directly or indirectly, to charge or receive a greater rate of interest on notes, bills, or other evidences of debt, and no greater rate of exchange than the State Bank of Indiana is now allowed by law to receive, or as may hereafter be the current rate of exchange; and that it shall not be lawful for said Company to charge or receive any com-

pensation for endorsing or insuring the payment of any bond, bill, note, or other instrument of indebtedness.

"And so much of section — of the act of incorporation of said Company, approved —, and all acts inconsistent with this amendment be, and the same is hereby repealed.

"This amendment shall not be so construed as to interfere with the business of *bona fide* insurance by said Company, or the issuing of policies of insurance against loss by fire or any kind of risk on property in course of transportation or otherwise, and the charging and receiving such a rate of premium as may be agreed upon between the parties.

"Previous to creating the additional stock hereby contemplated, and previous to all such times as it may be increased, said Company shall, by publication in two or more newspapers of most general circulation in the county of — give thirty days' notice, setting forth in every particular how said stock is to be increased, and how to be paid or secured; and shall cause a communication, setting forth the same matter, to be directed to each stockholder, and deposited in the post-office at —, directed to such post-office as it is understood the stockholder receives his communications, thirty days previous to such increase of stock.

"*Provided, however,* That said Company shall not be authorized to receive or accept any part of this amendment without accepting the whole; and an acceptance of any part of the amendment shall be taken as conclusive evidence that the Company have accepted the whole provisions of this act."

Which report was concurred in,
The amendments adopted,
And the bill ordered to a third reading.
By Mr. McCarty—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House, No. 210, "An act to incorporate the Terre Haute Insurance Company," have had the same under consideration, and directed me, after the following amendments, to report it back for the action of the Senate :

Amendments referred to—

Add the following sections :

Section 1, 6th line, after the word "dollars," insert "and shall not be hereafter increased, except upon such terms as the General Assembly of the State of Indiana may hereafter provide." And at the end of 2d line from the bottom of said section strike out "one hundred," and insert "twenty."

Section 2, in the 10th line of said section, after the words "life or lives," insert the words "and charge and receive such a rate of premium as may be agreed on between the parties." Then strike

out entire the next four lines and the fifth line to the word "respondents" inclusive, so as to commence reading on the fifth line at the word "to."

Section 3, after the three first syllables, on the 2d page of said section, commencing after the word "Company," insert as follows: "*Provided, however,* No greater rate of interest or discount shall be charged or received in the loaning or discounting of any bond, note, bill, or other evidence of debt than at the rate of six per cent. per annum, taken in advance, as the State Bank of Indiana is now allowed by law to do, or as individuals may be allowed to do by law at the time any such contract may be made, nor any greater rate of exchange than the State Bank of Indiana is allowed by law to charge, or as may be the current rate of exchange at the time of the transaction." "Strike out all the 3d line of said page and the first word in the 4th line." Seventh line of said page strike out the words "and such interest." Strike out all of the "tenth, eleventh, twelfth, thirteenth, and fourteenth lines on said page," so as to commence reading at the word "provided."

Section 6th, fifth line after the word "directors," insert as follows: "But no director of this Company shall, at the same time, be a director of any Bank or any other Insurance Company."

Section 7, on the 2d page, commencing at the 11th line at the word "and," and strike out the balance of that line and the next four lines to the word "best."

Section 13, commencing at the 8th line, after the word "lives," strike out all the balance of said section, and insert, "It shall be lawful to charge and receive such a rate of premium as may be agreed on by the parties."

Section 16, strike out entirely.

Section 18, after the 11th line, insert, "but nothing in this section, or any other part of this charter, shall be so construed as to authorize the charging or receiving any compensation for endorsing any bill of exchange, bond, note, or other evidence of debt."

Which report was concurred in, the amendments adopted and ordered to be engrossed, and the bill ordered to a third reading.

By Mr. Hubbard—

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 340, has had the same under consideration, and made sundry amendments thereto, on the adoption of which, I am directed to recommend the passage of said bill :

Amendments referred to :

Add to 2d section the following :

Provided, Nothing herein contained shall authorize said company to construct said line or lines for a greater distance than twenty

miles, along any roads or highway where a telegraph line is now established.

Add,

Sec. 5. If the corporation hereby created shall refuse to receive despatches from and for other telegraph lines and companies, and shall refuse to transmit the same in good faith, and with impartiality, the said corporation so offending, shall forfeit all the rights and privileges acquired under this act, and the same shall cease and be dissolved; and in all cases for the wilful failure to transmit despatches received at any telegraph office of said company, or the wilfully improper transmission of the same, or any other wilful neglect, the said company shall be liable as common carriers to the party injured.

And,

Sec. 6. This act shall be in force from and after its passage, and shall be deemed a public act.

Which report was concurred in, the amendments adopted, and said bill.

No. 340. A bill to incorporate the Cincinnati and St. Louis Telegraph Company,

Was ordered to be engrossed for a third reading.

Mr. Holloway introduced the following resolution :

Resolved, That the committee on federal relations be, and they are hereby, respectfully requested to report back to the Senate joint resolution No. 47, entitled "a joint resolution relative to the slave trade in the District of Columbia," with such recommendations as they deem expedient and proper.

Which was adopted.

Mr. Berry introduced the following resolution :

Resolved, That the Secretary of State be requested to return to the Senate bill No. 273, entitled "a bill to incorporate the North Western Christian University."

Whereupon,

Mr. Adams moved to lay said resolution on the table ;

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Buckles, Cassatt, Conduit, Cornett, Day, Dole, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Odell, Reid of U., Rousseau, and Teegarden—22.

Those who voted in the negative are,

Messrs. Berry, Brugh, Dawson, Eddy, English, Evans, Garver, Graham, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Morgan, Morrison, Porter, Read of C., Sleeth, Walker, Walpole, Winstandley; and Woods—25.

So the resolution was not laid on the table.

When,

Mr. Hamrick moved to postpone the consideration of the resolution until Monday next at 2 o'clock, P. M.

Which motion did not prevail.

The question then being on the adoption of the resolution,

It was decided in the negative;

So the resolution was not adopted.

BILLS INTRODUCED.

By Mr. Read of Clark,

No. 363. A bill to authorize Michael Bourke to obtain license to practice as attorney and counsellor at law in this State;

Which was read a first time, and,

On motion by Read of Clark,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Read of Clark,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Brugh,

No. 364. A bill to authorize the voters of Washington township, in the county of Blackford, to vote at Hartford, in said county;

Which was read a first time, and,

On motion by Mr. Brugh,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Brugh,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Ellis,

No. 365. A bill to amend the charter of the Evansville and Illinois Railroad Company;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Ellis,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Reid of Union,

No. 366. A bill declaratory of the meaning of a certain act therein named ;

Which was read a first time, and,

On motion by Mr. Reid of Union,

The rules were suspended, the bill read a second time, and,

Referred to the committee on the judiciary.

By Mr. Walker,

No. 367. A bill to authorize the county commissioners of Pulaski county to borrow money ;

Which was read a first time, and,

On motion by Mr. Walker,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Millikin,

No. 368. A bill to authorize a company to construct the Manchester and Elizabethtown Turnpike ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Millikin,

No. 369. A bill to amend an act entitled "an act granting the citizens of Lawrenceburgh a city charter," and for revising and repealing all laws and parts of laws heretofore enacted on the subject ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

By Mr. Hubbard,

No. 370. A bill to amend the White Water Valley Canal Company's charter ;

Which was read a first time, and,

On motion by Mr. Hubbard,

The rules were suspended, the bill read a second time, and,

Referred to a select committee, consisting of

Messrs. Berry, Hubbard, and Reid of Union.

By Mr. Cassatt,

No. 371. A bill to amend an act entitled "an act to change the time of holding courts in the Eighth Judicial Circuit," approved January 15, 1849 ;

Which was read a first time, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed read a third time and passed.

By Mr. Huffstetter,
No. 372. A bill to change the time of holding the February term of the probate court of the county of Crawford;

Which was read a first time, and,

On motion by Mr. Huffstetter,

The rules were suspended, the bill read a second time, and,

On further motion, by Mr. Huffstetter,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Woods,

No. 373. A bill for the relief of Eleanor Clark of Switzerland county;

Which was read a first time, and,

On motion by Mr. Woods,

The rules were suspended, the bill read a second time and.

On further motion by Mr. Woods,

The rules were further suspended, the bill considered as engrossed, read a third time and,

The question being, "shall the bill pass?" and

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Cassatt, English, Garver, Graham, Hardin, Hendricks, Herod, Hubbard, Huffstetter, James, Lyon, McCarty, Miller, Millikin, Odell, Read of C., Rousseau, Sleeth, Walker, Walpole, and Woods—25.

Those who voted in the negative are,

Messrs. Buckles, Conduit, Cornett, Dawson, Dole, Ellis, Evans, Hamrick, Harvey, Holloway, Kinnard, Malott, Morgan, Morrison, Porter, and Teegarden—16.

So the bill passed.

Mr. Reid of U., asked and obtained leave to introduce the following joint resolution :

No. 374. A joint resolution for the purpose of appointing a Printer for the Convention ;

Which was read a first time, and,

On motion by Mr. Reid,

The rules were suspended, the joint resolution read a second time and,

On motion by Mr. Winstandley,

Laid on the table.

Mr. Miller asked and obtained leave to make the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 281, "a bill to incorporate the Ohio River and Princeton Plank Road Company," have had the same under consideration, and have directed me to report the bill with two amendments, upon the adoption of which, they recommend its passage.

Amendments referred to in the above report :

Add to the end of section 13th as follows :

Provided, however, If said company shall deem it advisable to run said road by the way of Owensville in Gibson county, and thence to Princeton in said county, said plank road may be constructed upon, along, or across any State or County road between the towns of Lamasco and Owensville, or between the towns of Owensville and Princeton; but said company shall construct said plank road north from Fulton ———, in said town of Lamasco, on the range line dividing townships ten (10) and eleven (11) due north to Princeton, and not by the way of Owensville; then the consent of the Board of Commissioners of Gibson county shall be first had and obtained, in order to locate the same over and upon any state or county road, or other public highway along the line of said road, in said county of Gibson: *Provided,* That when said plank road may cross any state or county road, such state or county road shall be left open, free, and unobstructed; and said plank road may be made to cross Pigeon Creek or Big Creek, or any other stream upon any bridge constructed at the public expense, but no toll shall be charged by said corporation for crossing any such bridge, or for travelling on such plank road, as may be immediately adjacent to said bridge, and necessarily travelled upon in order to conveniently cross upon the same: *Provided also,* That said company may construct said plank road from Lamasco to Princeton, or any other route than the one specified in this section; but unless the same shall pass through or within one half mile of Owensville aforesaid, the same shall not, nor any part thereof, be made along or upon any part thereof, without the permission of the Board of county commissioners of Gibson county first had and obtained upon petition of the said company, presented after due notice of at least twenty days, by posting printed or written notices along that part of the county or state road proposed to be occupied: *And provided,* That nothing herein contained shall be constructed as to prevent said plank road from being constructed across any state or county road without permission of the Board of Commissioners, such state or county road being left free, open, and unobstructed.

Add the following section:

Sec. 33. James Boswell and James H. Youngs of Gibson county, and Jonathan Wilson, Vincent T. West, and William Hawthorn of

Pike county, and their associates and successors, shall be, and hereby are constituted, a body corporate and politic, under and by the name of "the Princeton and Petersburg Plank Road Company," with full power and authority to construct a Plank Road from the town of Princeton, in Gibson County, to the town of Petersburg in Pike county, and with all the other powers, privileges, franchises, duties, and obligations, by this act granted to and imposed upon the Ohio River and Princeton Plank Road Company; and for the purposes contemplated by this section, the words "the Princeton and Petersburg Plank Road Company," shall be deemed and taken to be substituted for the words "Ohio River and Princeton Plank Road Company," wherever the latter words occur in this act, and in like manner the word "Pike," shall be substituted for the word "Vanderburgh."

Which report was concurred in, the amendments adopted, and The bill ordered to be engrossed for a third reading.

Mr. Rousseau asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee to which was referred bill of the House, No. 218, entitled "an act to locate a state road in the counties of Vigo and Clay," have had the same under consideration, and a majority of that committee have directed me to report the same back, and ask to be discharged from the further consideration thereof.

And said bill was ordered to a third reading.

Mr. McCarty asked and obtained leave to offer the following resolution :

Resolved, That the committee on corporations be requested to make early inquiry into the right and propriety of the repeal of all charters made by the General Assembly, providing for insurance and the lending of money under writing, &c., &c., which have stood five years or upwards without having been organized; and also of the repeal of all charters purporting to be for insurance and other purposes, which has not issued a single policy of insurance for the last five years, and report their decisions to the Senate at the earliest possible period.

Which resolution was adopted.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be invited to attend in the Hall of the House of Representatives for the purpose of electing a President Judge of the 13th judicial circuit of Indiana, also a superintendant of the Northern Division of the Central Canal, and that seats be provided for their accommodation on the right of the Speaker's chair.

Which,

On motion by Mr. Hubbard,

Was reciprocated, and

Messrs. Hubbard and Hardin appointed tellers on the part of the Senate.

The Senate then repaired to the Hall of the House of Representatives, and proceeded to the election of a President Judge for the 13th judicial circuit, to fill the vacancy occasioned by the resignation of Hon. George H. Dunn.

The joint convention of the Houses of the General Assembly of the State of Indiana then proceeded to ballot for a President Judge of the 13th judicial circuit, Messrs. Hubbard and Hardin acting as tellers on the part of the Senate, and Messrs. Wilson and Dodd as tellers on the part of the House of Representatives.

On counting the first ballot it appeared that

William M. McCarty received	-	-	-	88 votes.
Andrew L. Davidson received	-	-	-	45 votes.
John Ryman received	-	-	-	7 votes.
Blank,	-	-	-	4 votes.

William M. McCarty having received a majority of all the votes given, was declared duly elected President Judge of the thirteenth judicial circuit, to fill the vacancy caused by the resignation of the Hon. George H. Dunn, to serve as such for the unexpired term of the said George H. Dunn.

When the convention proceeded to the election of a Superintendent of the Northern Division of the Central Canal by a joint *viva voce* vote.

Those who voted for John Givens are,

Messrs. Adams, Allen, Berry, Brugh, Day, Eddy, English, Evans, Graham, Hardin, James, Kinnard, Lyon, Miller, Millikin, Morrison, Read of C., Sleeth, Walker, and Winstandley, of the Senate, and

Messrs. Allen, Alley, Athon, Barker, Beard, Bird, Bowen, Brown of S., Byers, Caldwell, Campbell, Chandler, Cotton, Cravens, Delavan, Dodd, Dougherty of B., Dougherty of E., Elder, Ellis, Essex, Farnsley, Gentry, Goodwin, Greathouse, Harney, Hart, Harvey, Hicks, Holcomb, Huey, Humphreys, Landiss, Lank, May, Menaugh, Mickle, Niblack, O'Haver, Richardson, Ross, Salter, Shelby, Sher-

rod, Spencer, Stoops, Watkins, Wells, and Yocum, of the House of Representatives—69.

Those who voted for Asher Cox are,

Messrs. Harvey, Herod, Holloway, Montgomery, Porter, and Walpole, of the Senate, and

Messrs. Carnahan of F., Cole, Defrees, Gessie, Lank, Lane, Leviston, Milliken, Morrison, O'Neal. Prather, Robinson of L., Rush, Stone, and Sumners, of the House of Representatives—21.

Those who voted for Robert Earl are,

Messrs. Garver and McCarty, of the Senate, and

Messrs. Burnet, Hunter, and Speaker, of the House of Representatives—5.

Those who voted for Robert Greenfield are,

Messrs. Conduit and Houghton, of the Senate, and

Messrs. Connor and Hillis of the House of Representatives—4.

Mr. Edwards of the House voted for Emerson—1.

Mr. Hill of the House of Representatives voted for Bob Evans—1.

Messrs. Knowlton, Miller of Owen, and Wright of the House of Representatives, voted for G. Evans—3.

Messrs. Thom, Thomas, and Tinbrook, of the House of Representatives, voted for Mr. Edwards—3.

Messrs. Wilson and Withers, of the House of Representatives, voted for Doct. Weir—2.

Messrs. Weir and Whinery, of the House of Representatives, voted for G. P. R. Wilson—2.

Mr. Hendricks of the Senate voted for Daggy—1.

A majority of the members of the two Houses voting having voted for John Givens, he was duly declared by the President of the Senate, acting as President of the Convention, elected Superintendent of the Northern Division of the Central Canal, for the term of two years from and after this date.

The Senate then returned to their Chamber.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled acts of the House :

No. 32. An act to provide for ascertaining the value of personal property exempt from execution.

No. 6. An act relative to appeals and changes of venue from probate courts.

No. 29. An act to amend an act entitled "an act to amend the act to incorporate the Harrison, New Trenton, Rochester, and Brockville Turnpike Company," approved January 13, 1849.

No. 186. An act to change the name of Emanuel Pidcock.

No. 111. A joint resolution relative to the claim of Col. Francis Vigo, late a citizen of Knox county, Indiana.

No. 252. An act relative to receiver in chancery in the county of St. Joseph.

No. 305. An act for an appropriation for a State Fire Engine, for the use of the State Prison.

No. 171. An act to provide for a uniform mode of doing township business in Clay county.

No. 301. An act to incorporate the Danville, North Salem, and Crawfordsville Plank Road Company.

No. 20. An act for the better improvement of highways.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 151. An act incorporating the Trustees of the Huntsville Academy.

No. 86. An act to vacate streets and alleys therein named.

No. 97. An act relative to the National Monument, at Washington.

No. 161. An act for the relief of purchasers of school lands, and those persons indebted to the common school funds belonging to the State of Indiana.

No. 110. An act to consolidate the Richmond Turnpike Company, and the Wayne County Turnpike Company, and for other purposes connected therewith.

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts thereof:

No. 96. An act to amend an act to incorporate the Logansport and Rochester Michigan Road, approved January 15, 1846, and for other purposes.

No. 113. An act for the relief of the Liberty and Brownsville Turnpike Company, approved February 12, 1848, and the Liberty and Abington Turnpike Company, approved January the 15th, 1844.

No. 192. An act to confine the Angola Plank Road Company.

No. 289. An act for the more speedy completion of the Indiana Hospital for the Insane.

Which I am directed to bring the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolution of the Senate, without amendment :

No. 188. An act supplemental to an act, entitled "an act to incorporate the town of Mount Vernon," approved January 27, 1847.

No. 273. A bill to incorporate "the North-Western Christian University."

No. 328. A joint resolution declaratory of the rights of John Stockton, an insane person.

No. 331. An act to vacate parts of certain streets and alleys in the town of South Bend, St. Joseph county, Indiana.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Se-

nate, that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House

No. 390. An act to incorporate the Covington Draw Bridge Company.

Without amendment.

Also, the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill and joint resolution of the Senate, with sundry amendments thereto :

No. 3. An act to modify the Agency of State, and reduce the expenses thereof.

No. 277. A joint resolution allowing to each of the benevolent institutions of the State, a copy of the general and local laws, and the revised code.

In which amendments the concurrence of the Senate is respectfully requested.

When,

On motion,

The Senate concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled

No. 3. A bill to modify the Agency of State, and reduce the expenses thereof.

And,

On motion,

The Senate concurred in engrossed amendments of the House, to the engrossed joint resolution of the Senate, entitled

No. 277. A joint resolution allowing to each of the benevolent institutions of the State, a copy of the general and local laws, and the revised code.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House have refused to concur in the engrossed amendment of the Senate, to engrossed bill of the House

No. 64. An act in relation to extra taxes in Lamasco City.

When,

On motion by Mr. Miller,

The Senate insisted upon the engrossed amendment of the Senate, to said engrossed bill of the House.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate, with sundry amendments thereto :

No. 82. An act to amend an act entitled "an act to incorporate the city of Richmond, Wayne county, Indiana," approved February 24, 1840.

In which amendments the concurrence of the Senate is respectfully requested.

And,

On motion by Mr. Holloway,

The Senate concurred in the engrossed amendment of the House, to the said engrossed bill of the Senate.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate, with one amendment :

No. 40. An act to incorporate the Trustees of the Princeton Female College.

In which amendment the concurrence of the Senate is respectfully requested.

When,

On motion by Mr. Miller,

The Senate concurred in the engrossed amendment of the House, to said engrossed bill of the Senate.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions of the Senate with sundry amendments thereto :

No. 115. An act to incorporate a company to construct a turnpike road from Dillsborough to Versailles.

No. 116. A joint resolution in relation to the brave and patriotic sons of Hungary.

No. 173. An act to incorporate the Rushville and National Road Plank Road Company.

In which amendments the concurrence of the Senate is respectfully requested.

When,

On motion,

The Senate concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled

No. 115. A bill to incorporate a company to construct a turn-pike road from Dillsborough to Versailles.

When,

On motion,

The Senate concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled

No. 173. A bill to incorporate the Rushville and National Road Plank Road Company.

When,

On motion,

The Senate concurred in the amendment of the House to the engrossed joint resolution of the Senate entitled,

No. 116. A joint resolution in relation to the brave and patriotic sons of Hungary;

Also the following message was received from the House of Representatives, by Mr. Lord, their clerk:

MR. PRESIDENT:

I am directed by the House of Representatives, to inform the Senate that the House have recalled from His Excellency the Governor engrossed bill of the House,

No. 73. An act to amend an act entitled "an act to incorporate the Lafayette Insurance Company," approved February 8, 1836;

And, also, that the House have reconsidered the vote on concurring in the engrossed amendment of the Senate to said bill, and have refused to concur in the same.

When,

On motion,

The Senate insisted on the engrossed amendment of the Senate to said engrossed bill of the House.

Also, the following message was received from the House of Representatives, by Mr. Lord their clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the

Senate that the House have passed the following engrossed bills thereof:

No. 85. A joint resolution in relation to the officers and soldiers of the war of 1812;

No. 88. A joint resolution in relation to a National Railroad from the valley of the Mississippi to the Pacific ocean;

No. 146. An act to provide for the election of a prosecuting attorney in the second judicial circuit;

No. 182. An act to amend the first article of chapter twelve of the Revised Laws of 1843;

No. 228. An act relative the sale of school lands in certain counties therein named, and to amend article 13, of chapter 13, of the Revised Statutes of 1843;

No. 235. An act to amend section 25, in chapter 53, article 1, of the Revised Statutes of 1843;

No. 253. An act to amend an "act authorizing the construction of Plank Roads," approved January 13, 1849;

No. 268. An act to encourage the construction of Rail and Plank Roads;

No. 286. An act to enable the inhabitants of the counties of Huntington and Whitley to construct plank roads;

No. 290. An act to incorporate the Noblesville Bridge company;

No. 299. An act authorizing the county commissioners of the county of Pike to levy a road tax so far as relates to the county of Pike;

No. 312. An act to organize the county of Starke;

No. 324. An act to amend an act extending the jurisdiction of justices of peace in certain criminal cases, approved February 16, 1848; and also to limit the session of the grand jury in Fulton county;

No. 332. An act providing for the opening of streets and alleys in the city of Indianapolis;

No. 337. An act to establish an additional place of holding elections in Eagle township, in Boone county;

In which the concurrence of the Senate is respectfully requested.

And joint resolution in said message entitled,

No. 85. A joint resolution in relation to the officers and soldiers of the war of 1812;

Which was read a first time, and

On motion,

The rules were suspended, the joint resolution read a second time, and

On further motion,

The rules were further suspended, the joint resolution read a third time, and passed.

And joint resolution in said message entitled,

No. 88. A joint resolution relative to a National Railroad from the valley of the Mississippi to the Pacific ocean;

Which was read a first time, and

On motion,

The rules were suspended, the joint resolution read a second time, and referred to the committee on federal relations.

And bill in said message entitled,

No. 146. A bill to provide for the election of a prosecuting attorney in the second judicial circuit ;

Which was read a first time, and

On motion by Mr. Winsteadley,

The rules were suspended, the bill read a second time, and referred to a select committee consisting of Messrs. Winsteadley, English, Porter, Morrison, Read of C., and Huffstetter.

And bill in said message entitled,

No. 182. A bill to amend the first article of chapter twelve of the Revised Statutes of 1843 ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 228. A bill relative to the sale of school lands in certain counties therein named ; and to amend article 13, of chapter 13, of the Revised Statutes of 1843 ;

Which was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 235. A bill to amend section 25, in chapter 53, article 1, of the Revised Statutes of 1843 ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and Referred to the judiciary committee.

And bill in said message, entitled,

No. 253. A bill to amend an act authorizing the construction of plank roads, approved January 13, 1849 ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

And bill in said message, entitled,

No. 268. A bill to encourage the construction of Rail and Plank Roads ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

And bill in said message entitled,

No. 286. A bill to enable the inhabitants of the counties of Huntington, and Whitley to construct plank roads ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,
No. 290. A bill to incorporate the Noblesville Bridge company ;
Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,
No. 299. A bill authorizing the county commissioners of Pike county to levy a road tax so far as relates to the county of Pike ;
Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,
No. 312. A bill to organize the county of Starke ;
Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,
No. 324. A bill to amend an act extending the jurisdiction of justices of the peace in certain criminal cases, approved February 16, 1848 ; and also to limit the sessions of the grand jurors in Fulton county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to the judiciary committee.

And bill in said message entitled,

No. 332. A bill providing for the opening of streets and alleys in the city of Indianapolis ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Laid on the table.

And bill in said message, entitled,

No. 337. A bill to establish an additional place of holding elections in Eagle township in Boone county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

On motion by Mr. Huffstetter,
The Senate adjourned.

Two o'clock, P. M.

Senate met.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 43. An act to provide for the election of township assessors in the county of Steuben ;

No. 225. An act defining the duties of the treasurer of Dearborn county and other counties therein named, and other officers, in relation to the common school fund in said counties ;

No. 227. An act in relation to the auditor of Warrick county ;

No. 233. An act to authorize the location of a State road on the county line of Porter and Lake counties ;

No. 236. An act to amend the 22d section of the 47th chapter of the Revised Statutes of 1843 ;

No. 359. An act to increase the per diem allowance of the Probate Court of Vermillion county ;

No. 362. A act for the relief of the trustees of Union Meeting House for the United Brethren in Christ in Wayne county ;

No. 367. An act to legalize the assessments of taxes of Tippecanoe county ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 43. A bill to provide for the election of township assessors in the county of Steuben,

Was read a first time and passed to a second reading.

And bill in said message, entitled,

No. 227. A bill in relation to the auditor of Warrick county,

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 233. A bill to authorize the location of a State road on the county line of Porter and Lake counties,

Was read a first time and passed to a second reading.

And bill in said message entitled,

No. 236. A bill to amend the 22d section of the 47th chapter of the Revised Statutes of 1843 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Referred to the committee on the judiciary.

And bill in said message entitled,

No. 359. A bill to increase the per diem allowance of the Probate Judge of the Probate Court of Vermillion county,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 362. A bill for the relief of the trustees of the Union Meeting House for the United Brethren in Christ, in Wayne county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 367. A bill to legalize the assessments of taxes of Tippecanoe county,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 266. An act to incorporate the "Alamo Sons of Reform," of the State of Indiana ;

No. 427. A act to organize an additional school district in the county of Sullivan ;

No. 430. An act granting the right of way to companies in the State of Illinois to construct plank roads in the county of Vermillion in this State ;

No. 432. An act to prevent the unnecessary obstruction of Otter creek in the county of Vigo ;

No. 433. An act to amend the charter of the New Albany and Salem Railroad Company ;

No. 374. An act to amend an act entitled an act to locate a State road in the counties of Decatur, Jennings, and Bartholomew, approved January 5th, 1849 ;

No. 358. An act for the relief of purchasers of seminary lands in Monroe county ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 266. A bill to incorporate the "Alamo Sons of Reform," of the State of Indiana,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 427. A bill to organize an additional school district in the county of Sullivan,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 430. A bill granting the right of way to companies in the State of Illinois to construct plank roads in the county of Vermillion in this State,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 432. A bill to prevent the unnecessary obstruction of Otter creek in the county of Vigo,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled
No. 433. A bill to amend the charter of the New Albany and Salem Railroad Company,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, when,
Mr. Morrison proposed the following amendment :

Amend so as to exempt from the provisions of the bill the stock subscribed and held by the citizens of Washington county, and also the twenty thousand dollars subscribed and held by the county of Washington in her corporate capacity.

Which,

On motion by Mr. Huffstetter,
Was laid on the table.

When,

Mr. Morrison proposed the following amendment :

Amend so as to exempt the twenty thousand dollars held by the county of Washington, subscribed and held in her corporate capacity, from the provisions of the bill, so far as the road is mortgaged thereby.

Which,

On motion by Mr. Huffstetter,
Was laid on the table.

When,

Mr. Read of Clark proposed the following amendment :

Sec. —. That it shall be the duty of said company to cause to be opened a good, passable road, running along side of said Railroad, so far as said road has taken possession of the grade from New Albany to Salem ;

On motion by Mr. Winstandley,
Was laid on the table, and,

On motion by Mr. Huffstetter,
The rules were suspended, the bill read a third time and passed.
And bill in said message entitled,
No. 374. An act to amend an act entitled "an act to locate a State road in the counties of Decatur, Jennings, and Bartholomew," approved January 5, 1849 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 358. A bill for the relief of the purchasers of Seminary lands in Monroe county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 59. An act authorizing an additional number of copies of the Revised Statutes of 1843 to be distributed in the counties of Miami and Adams ;

No. 245. An act to amend an act entitled "an act to incorporate the town of Franklin, Johnson county," passed February 15, 1838 ;

No. 250. An act to change the name of Mary Bell Niel to Mary Bell Noble ;

No. 255. An act defining the jurisdiction of justices of the peace in Marion and Boone counties, and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849 ;

No. 259. An act to amend section 11, chapter 56 of the Revised Statutes of 1843 ;

No. 261. An act to vacate a certain alley in the town of West Harrisville, and a certain street in the town of Mount Pleasant, in the county of Martin ;

No. 375. An act to extend the time of the sittings of the Probate court of Fulton county ;

No. 377. An act to amend the 38th section of article 2 of chapter 15 of the Revised Statutes of 1843 ;

No. 395. An act to incorporate the St. Paul's Church, and St. Joseph's School Society in New Alsace, Dearborn county ;

No. 437. An act to amend an act entitled "an act to incorporate the town of Hagerstown, in Wayne county," approved 19th January, 1846 ;

No. 438. An act to amend the road laws of Porter county ;

No. 439. An act to repeal a certain act therein named, so far as it relates to Randolph county, and to revive certain other laws ;

No. 440. An act in relation to the school funds in Floyd county ;

No. 441. An act authorizing the election of an additional justice of the peace in Iligland township, in Vermillion county ;

No. 442. An act for the relief of Aaron Wright of Marion county ;

No. 443. An act to attach certain territory to the county of La-porte ;

No. 444. An act to incorporate the town of Newbern, in Bartholomew county ;

No. 446. An act to change the name of Trenton, in the county of Randolph ;

No. 447. An act to increase the salary of the Probate Judge of Elkhart county ;

No. 448. An act to incorporate the Drewsburch Turnpike company ;

No. 449. An act to prevent the sale of spirituous liquors in the township of Mound in the county of Warren, without first procuring a license therefor ;

No. 450. An act to legalize the Lafayette and Muncietown State road in the counties of Clinton and Tipton ;

No. 451. An act regulating the license of travelling merchants and pedlars in the several counties therein named ;

No. 452. An act relative to the county Seminary property of Vanderburgh county ;

No. 453. An act to change the name of the town of White Hall, in Miami county to that of Wa-pe-Cong ;

No. 454. An act to legalize certain proceedings in the Grant probate court ;

No. 455. An act declaring the Calumic river a public highway ;

No. 456. An act defining the boundaries of school district No. 1, in Congressional township No. 12 north, of range No 5 west, in the counties of Clay and Owen ;

No. 458. An act to amend an act entitled "an act to incorporate the Attica and Warren county bridge company," approved February 16, 1848 ;

In all which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 59. A bill authorizing an additional number of copies of the Revised Statutes of 1843, to be distributed to the counties of Miami and Adams ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, when, Mr. Buckles proposed the following amendment :

Insert in the proper place the words, "twelve copies to Delaware county."

Which,

On motion by Mr. Cassatt,
Was laid on the table ; when,

Mr. Eddy proposed the following amendment :

Insert in the proper place the words, "twenty copes to Stark county."

Which,

On motion by Mr. Cassatt,
Was laid on the table ; when,

Mr. Dawson proposed the following amendment :

Insert in the proper place the words, "ten copies to Dekalb county."

Which,

On motion by Mr. Cassatt,
Was laid upon the table ; and,

On motion by Mr. Cassatt,

The rules were suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 245. A bill to amend an act entitled "an act to incorporate the town of Franklin, Johnson county," passed February 15, 1838 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 250. A bill to change the name of Mary Bell Niel to Mary Bell Noble ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill was read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 255. A bill defining the jurisdiction of justices of the peace in Marion and Boone counties, and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time and

Referred to a select committee, consisting of

Messrs. Garver, McCarty, Walpole, Miller, Rousseau, Read, and Ellis.

And bill in said message entitled,

No. 259. A bill to amend section 11, chapter 56 of the Revised Statutes of 1843 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time and
Referred to the judiciary committee.

And bill in said message entitled,

No. 261. A bill to vacate a certain alley in the town of West
Harrisonville, and a certain street in the town of Mount Pleasant,
in the county of Martin ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled :

No. 375. A bill to extend the time of the sittings of the probate
court of Fulton county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message, entitled,

No. 377. A bill to amend the 38th section, of article 2, of chap-
ter 15, of the revised statutes of 1843 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on education.

And bill in said message entitled,

No. 395. A bill to incorporate the St. Pauls church and St. Jo-
seph's school society, in New Alsace, Dearborn county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 437. A bill to amend an act entitled "an act to incorporate
the town of Hagerstown, in Wayne county," approved 19th Janua-
ry, 1846 ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 438. A bill to amend the road laws of Porter county ;
Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 439. A bill to repeal a certain act therein named so far as it relates to Randolph county, and to revive certain other laws ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 440. A bill in relation to the school funds in Floyd county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

Referred to the committee on education.

And bill in said message, entitled,

No. 441. A bill authorizing the election of an additional justice of the peace in Highland township, in Vermillion county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 442. A bill for the relief of Aaron Wright, of Marion county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 443. A bill to attach certain territory to the county of Laporte ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,
No. 444. A bill to incorporate the town of Newbern in Bartholomew county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,
No. 446. A bill to change the name of Trenton, in the county of Randolph ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,
No. 447. A bill to increase the salary of the probate judge of Elkhart county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill was read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled
No. 448. A bill to incorporate the Drewersburgh Turnpike Company ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 449. A bill to prevent the sale of spirituous liquors in the township of Mound, in the county of Warren, without first procuring a license therefor ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

The bill was referred to a select committee consisting of Messrs. Montgomery, Hubbard, and Harvey.

And bill in said message entitled,

No. 450. A bill to legalize the Lafayette and Muncietown State road in the counties of Clinton and Tipton ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,
No. 451. A bill regulating the license of traveling merchants and pedlers, in the several counties therein named ;
Which was read a first time, and

On motion,
The rules were suspended, the bill read a second time, when
Mr. Eddy proposed the following amendment :

Amend section 1st

By striking out "St. Joseph county," and insert in lieu thereof,
"The counties composing the ninth and twelfth judicial circuits."

Add to section 6 :

Provided, however, That the officer who may institute such suit, as is specified in section 5 of this act, shall be entitled to receive ten dollars out of such fine as a compensation for enforcing the law, in addition to his regular fee as such officer.

Amend by adding to the seventh section :

In all trials for violating the provisions of this act, if it shall appear in evidence that the defendant failed to produce and show his license, upon being requested to do so by any of the officers mentioned in the fifth section of this act, such failure to produce and show such license shall be evidence that such defendant had no license at the time of the vending complained of, and no subsequent exhibition of his license after the issuing of the process in any prosecution under this act, or proof of a licence upon the trial of the cause, shall be of any avail, nor constitute any defence to said defendant on the trial of any such case.

On motion by Mr. Eddy,

The bill and pending amendments were referred to a select committee consisting of

Messrs. Eddy, Tecgarden, and Dawson.

And bill in said message entitled,
No. 452, A bill relative to the county seminary property of Vanderburgh county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 453. A bill to change the name of the town of White Hall, in Miami county, to that of Waw-pe-cong ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 454. A bill to legalize certain proceedings in the Grant Probate Court ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled

No. 455. A bill declaring the Calumic river a public highway ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 456. A bill defining the boundaries of school district, No. 1, in Congressional township No. 12 north, of range 5 west, in the counties of Clay and Owen ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

Referred to a select committee, consisting of

Messrs. Rousseau, Hanna, and Lyon.

And bill in said message, entitled,

No. 458. A bill to amend an act entitled "an act to incorporate the Attica and Warren County Bridge company," approved February 16, 1848 ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

The bill was laid on the table.

When the Senate resumed the consideration of House bill

No. 205. A bill to amend an act entitled "an act to incorporate the Terre Haute and Richmond Railroad company," approved January 26, 1847 ;

And the question being on the adoption of the amendment heretofore proposed by Mr. Holloway, when

Mr. Evans proposed the following amendment to the amendment :

Strike out all that part that confines the road to the line of the

National Road and making the towns of Greenfield, Dublin, and Cambridge City points on the same.

Mr. Hamrick moved to lay the amendment and the amendment pending thereto, on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Buckles, Conduit, Dole, Garver, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, Lyon, McCarty, Miller, Millikin, Morgan, Rousseau, Sleeth, and Walker—20.

Those who voted in the negative are,

Messrs. Adams, Brugh, Cornett, Day, Dawson, Ellis, English, Evans, Holloway, James, Montgomery, Morrison, Odell, Reid of U., Teegarden, and Walpole—16.

So the amendment and the amendment pending thereto were laid upon the table, when

Mr. Walpole proposed the following amendment :

“That said directors east of Indianapolis shall locate said road east of Indianapolis.

The question being on the adoption of the amendment proposed by Mr. Walpole,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Brugh, Cornett, Day, Dawson, Ellis, English, Evans, Garver, Hardin, Holloway, James, Miller, Odell, Reid of U., Teegarden, Walker, and Walpole—18.

Those who voted in the negative are,

Messrs. Allen, Buckles, Conduit, Dole, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Lyon, Malott, McCarty, Montgomery, Morgan, Morrison, Rousseau, and Sleeth—18.

So the amendment was adopted by the casting vote of the President ; when

Mr. Harvey proposed the following amendment :

Provided, That the road shall not be finally and conclusively located until the same shall be approved by a majority of the directors of said company.

Pending which, and before the question was taken,

On motion,

The Senate adjourned.

12

SATURDAY MORNING, JANUARY 8, 1850.

The Senate met.

On motion by Mr. Hubbard,

The reading of the journal was dispensed with.

Mr. Montgomery presented the petition of the citizens of White county, in regard to pedlars' licenses; which

On motion by Mr. Montgomery,

Was referred to a select committee consisting of Messrs. Eddy, Dawson, and Teegarden.

REPORTS FROM STANDING COMMITTEES.

By Mr. Harvey,

MR. PRESIDENT :

The committee on the judiciary, to whom was referred the petition of sundry citizens of Lawrence county in relation to sheriffs serving process issued by justices of the peace, have considered the same and instructed me to report the accompanying bill and recommend its passage, and said committee ask to be discharged from the further consideration thereof:

No. 375. A bill to authorize the sheriff of Lawrence county to serve process issued by justices of the peace in certain cases ;

Was read a first time, and

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and

Ordered to be engrossed for a third reading.

By Mr. Millikin,

MR. PRESIDENT :

The committee on corporations to whom was referred bill of the Senate No. 368, have had the same under consideration, and directed me to report it back to the Senate, and recommend its passage.

No. 368. A bill to authorize a company to construct the Manchester and Elizabethtown Turnpike ;

On motion by Mr. Millikin,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

Also by Mr. Millikin—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate No. 369, have had the same under consideration, and directed me to report it back to the Senate, and recommend its passage.

Which report was concurred in and the bill ordered to be engrossed for a third reading.

By Mr. Morrison—

MR. PRESIDENT :

The committee on education, to whom was referred bill of the House No. 440, entitled an act in relation to the school funds in Floyd county, have had the subject under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in,

And the bill ordered to be engrossed for a third reading.

By Mr. Odell—

MR. PRESIDENT :

The select committee, to whom was referred bill of the Senate No. 212, for the relief of certain persons therein named in Warren county, have had the same under consideration, and instructed me to report the same back with the following amendment, and recommend its passage.

Amendment referred to—

Add the following section :

Sec. --. *Be it further enacted*, That nothing in this act shall be so construed as to defeat the inhabitants of any congressional township which reside or are in Tippecanoe or Fountain county, or any inhabitants of said counties who have any right of action upon said official bond, to sue on the same and to use the name of the State or the name of the inhabitants of any congressional township, either in Warren or Tippecanoe or Fountain, to enforce the same ; and should the court render judgment in favor of such inhabitants,

or the inhabitants of such congressional township, it shall be the duty of the court to ascertain the portion so properly coming to or due such inhabitants, or the inhabitants of such congressional township, in Tippecanoe or Fountain county, and render a judgment for the portion due the inhabitants of Tippecanoe *alone*, and as to the residue, the court shall render judgment in favor of defendants.

Which report was concurred in, the amendment adopted, and

On motion by Mr. Montgomery,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Montgomery—

MR. PRESIDENT:

The select committee to whom was referred bill of the House No. 449, have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in and the bill ordered to a third reading.

Also by Mr. Montgomery—

MR. PRESIDENT:

The select committee, to whom was referred bill No. 217, of the House, have had the same under consideration, and have directed me to report the same back and recommend its passage.

Which report was concurred in,

And the bill ordered to a third reading.

By Mr. Walker—

MR. PRESIDENT:

The select committee, to whom was referred the petition of the commissioners of Cass county, on the subject of a certain road therein named, have had the same under consideration, and directed me to report the following bill, and recommend its passage:

No. 376. A bill to re-open a certain road in Cass county.

Was read a first time, and,

On motion by Mr. Walker,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Walker,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Walpole—

MR. PRESIDENT :

The select committee to whom was referred the petition of Daniel Mason, Joseph Wood, and others, of Wayne township, Henry county, have had the same under consideration, and the members of said committee instruct me to report the following bill, entitled a bill conferring the power upon the voters of Wayne township, Henry county, to determine the question of license or no license, and recommend its passage.

No. 377. A bill conferring the power upon the voters of Wayne township, Henry county, to determine the question of license or no license ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and ordered to be engrossed for a third reading.

BILLS INTRODUCED.

By Mr. Millikin,

No. 378. A bill to change the time of holding probate courts in Dearborn county ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Millikin,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Dawson,

No. 379. A bill to vacate a certain State road in Dekalb county, and for other purposes ;

Which was read a first time, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Dawson,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Walker,

No. 380. A bill to extend the time of the March and June sessions of the board of county commissioners of Cass county ;

Which was read a first time, and,

On motion by Mr. Walker,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Walker,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Millikin,

No. 381. A bill in relation to public printing ;

Which was read a first time and passed to a second reading.

By Mr. Harvey,
No. 382. A bill to change the name of the town of Harrisburgh,
in Hendricks county ;

Which was read a first time, and,

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Harvey,

The rules were further suspended, the bill considered as engrossed,
read a third time and passed.

By Mr. Odell,

No. 383. A bill relative to overseers of the poor in Fairfield
township. Tippecanoe county ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Odell,

The rules were further suspended, the bill considered as engrossed,
read a third time and passed.

By Mr. Herod,

No. 384. A bill relative to the acknowledgement and recording
of deeds heretofore made and recorded ;

Which was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Herod,

The bill was referred to the judiciary committee.

By Mr. Walpole,

No. 385. A bill to incorporate the town of Greenfield, in Han-
cock county ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and,

On motion,

The bill was referred to the committee on corporations.

Mr. Rousseau asked and obtained leave to introduce the following
report :

MR. PRESIDENT :

The select committee, to whom was referred bill of the House,
No. 456, entitled " An act defining the boundaries of school district
No. 1, in Congressional township No. 12 north, of range No. 5 west,
in the counties of Clay and Owen," have had that subject under
consideration, and have directed me to report back said bill to the
Senate, and respectfully recommend its passage.

Which report was concurred in,

And the bill ordered to a third reading.

Mr. Reid of U., asked and obtained leave of absence from and after Friday next, or sooner if necessary.

When the Senate proceeded to the

ORDERS OF THE DAY.

On motion by Mr. Dawson,
The previous order of business was suspended, and
The Senate proceeded to the consideration of

BILLS ON THEIR SECOND READING.

No. 251. A bill declaring a certain county road therein named a State road ;

Was read a second time, and,

On motion by Mr. Cassatt,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 252. A bill authorizing the State Librarian to send surplus copies of public documents to Liberia ;

Was read a second time, and,

On motion by Mr. Holloway,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 253. A bill to vacate a certain road in De Kalb county ;

Was read a second time, and,

On motion by Mr. Dawson,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 255. A bill to amend " An act to incorporate the American Cannel Coal Company ;"

Was read a second time, and,

On motion by Mr. Graham,

The bill was referred to the committee on corporations.

No. 256. A bill to change the name of Losson Brinton, of Pike county, and for other purposes ;

Was read a second time, and,

On motion by Mr. Graham,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 257. A bill relative to the probate judge of Shelby county ;

Was read a second time, and

Ordered to be engrossed for a third reading.

No. 258. A bill to incorporate the town of West Union, in Fayette county ;

Was read a second time, and

Ordered to be engrossed for a third reading.

No. 259. A bill to authorize the voters of Monroe and Brown counties to vote at their respective county seats ;

Was read a second time, when,
Mr. Hardin proposed the following amendments :

Insert in the proper place the words "Johnson county."

Which amendment was adopted.

When Mr. Rousseau proposed the following amendment :

Insert in the proper place the words "Greene county."

Which amendment was adopted.

When Mr. Morgan proposed the following amendment :

Insert in the proper place the words "Decatur county."

Which amendment was adopted.

When Mr. Harvey proposed the following amendment :

"Amend the bill so as to make its provisions general."

When Mr. Dawson moved that the bill and pending amendments be indefinitely postponed.

Which motion did not prevail.

When Mr. Rousseau moved to lay the amendment (as proposed by Mr. Harvey) upon the table.

When Mr. Dawson moved to lay the bill and pending amendments upon the table.

When Mr. Houghton called for a division of the question.

And the President decided the same to be susceptible of division, and stated, the first question will be on laying the bill on the table ;

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Cornett, Dawson, Dole, Eddy, Ellis, Garver, Holloway, Hubbard, Huffstetter, Kinnard, Lyon, Miller, Millikin, Montgomery, Odell, Porter, and Randall—18.

Those who voted in the negative are,

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Conduit, Graham, Hamrick, Hardin, Harvey, Houghton, Mallott, Morgan, Morrison, Rousseau, Walker, Walpole, and Winstandley—18.

And the President voting in the affirmative, the bill was laid upon the table.

No. 260. A bill in relation to incorporations ;

Was read a second time, and,

On motion by Mr. Harvey,

Was laid upon the table.

No. 261. A bill to change the names of Belsora Barsheba Inglewright and others ;

Was read a second time, and

Ordered to be engrossed for a third reading.

No. 262. A bill in relation to printing additional copies of the General and Local Laws of this State ;

Was read a second time, and

Ordered to be engrossed for a third reading.

No. 267. A bill for the temporary relief of the poor of Dearborn county ;

Was read a second time, and

Ordered to be engrossed for a third reading.

No. 268. A bill providing for the re-location of Orr and Harrison's addition to the eastern enlargement of Evansville, and for other purposes ;

Which was read a second time and ordered to be engrossed for a third reading.

No. 269. A bill to organize a new county out of the counties of Putnam, Montgomery, and Parke ;

Was read a second time, and,

On motion by Mr. Allen,

Referred to a select committee, consisting of

Messrs. Allen, Hamrick, Dole, Odell, Lyon, and Montgomery.

No. 271. A bill donating lot No. 9, in block No. 147, to a fire company herein named ;

Was read a second time, when

Mr. Buckles moved to refer the same to the committee on finance.

Which motion did not prevail.

Mr. Miller moved to indefinitely postpone said bill.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Conduit, Cornett, Day, Dawson, Dole, Ellis, English, Garver, Graham, Houghton, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morgan, Odell, Porter, Reid of U., Sleeth, Walker, and Woods—29.

Those who voted in the negative are,

Messrs. Cassatt, Eddy, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, McCarty, Millikin, Montgomery, Morrison, Read of C., Rousseau, Teegarden, Walpole, and Winstandley—18.

So the bill was indefinitely postponed.

No. 272. A bill imposing additional duties on the warden and superintendent of the State Prison buildings.

Was read a second time, and ordered to be engrossed for a third reading.

No. 274. A bill to extend the benefit of a certain act therein named ;

Was read a second time, and ordered to be engrossed for a third reading.

No. 275. A bill to amend an act entitled "an act to more effectually prevent the retailing spiritous liquors in certain counties therein named ;

Was read a second time, and,

On motion by Mr. Conduit,
Referred to a select committee, consisting of
Messrs. Conduit, Morgan, Evans, and Walpole.

No. 276. A bill to authorize the construction of a Railroad from Rushville to Lewisville in Henry county ;

Was read a second time, and ordered to be engrossed for a third reading.

No. 280. A bill to incorporate the Tippecanoe Monumental Association ;

Was read a second time, and,

On motion by Mr. Odell,
The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 288. A bill to prevent the consolidation of indictments for selling liquor in Dearborn county ;

Was read a second time, and ordered to be engrossed for a third reading.

No. 292. A bill for the relief of George Donaldson, of Lagrange county ;

Was read a second time, and,

On motion by Mr. Dawson,
The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 294. A bill to incorporate the Fort Wayne, Auburn, and Steuben Plank Road Company ;

Was read a second time, and,

On motion,
Referred to the committee on corporations.

No. 296. A bill to extend the terms of the Probate Court of Monroe county ;

Was read a second time, and,

On motion by Mr. Adams,
The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 297. A bill to authorize justices of the peace in certain cases, to perform the duties of coroners ;

Was read a second time, and,

On motion by Mr. Read of C.,
The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 299. A bill to change the name of Virginia Young to that of Virginia McAfee ;

Was read a second time, and,

On motion by Mr. Winstandley,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 302. A bill to prevent the sale of whisky in Washington township, Decatur county, and for other purposes ;

Was read a second time, and,

On motion by Mr. Morgan,

Laid on the table.

No. 303. A bill to amend an act entitled "an act to authorize the people of the several counties to prohibit the retailing of spirituous liquors," approved January 28th, 1847, so far as the same relates to the counties of Monroe and Brown ;

Was read a second time, and,

On motion by Mr. Adams,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 304. A bill to incorporate the town of Shelbyville, in Shelby county ;

Was read a second time, and,

On motion by Mr. Sleeth,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 312. A bill to locate a state road in the counties of Henry and Delaware ;

Was read a second time, and,

On motion by Mr. Evans,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 329. A joint resolution in relation to sinking the public debt and State interests as connected with such objects ;

Was read a second time, and,

On motion,

Referred to the committee on finance.

On motion by Mr. Miller,

The order of business was suspended, and the Senate proceeded to the consideration of

The following message which was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate with sundry amendments thereto :

No. 4. An act to provide for the calling a Convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State.

In which amendments the concurrence of the Senate is respectfully requested.

When,

On motion by Mr. Miller,

The Senate proceeded to consider the engrossed amendments of the House to said bill separately; when,

Mr. Miller moved that the Senate refuse to concur in the first amendment; when,

Mr. Buckles moved that the Senate concur in the first amendment, with the following amendment —

Add the following proviso :

Provided, however, That nothing herein contained shall be so construed as to render eligible to a seat in said Convention as a delegate any member of the House of Representatives of the present General Assembly."

When,

Mr. Rousseau moved to lay the amendment as proposed by Mr. Buckles, on the table.

Which motion prevailed; when,

Mr. Miller moved the previous question, which was seconded,

And the question being, shall the main question be now put?

It was decided in the affirmative.

The main question being,

Will the Senate concur in the first engrossed amendment of the House, to said bill of the Senate?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Cornett, Day, Dawson, Hamrick, Houghton, Kinnard, Morrison, Read of C., Reid of U., Rousseau, and Teegarden—13.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dole, Eddy, Ellis, English, Evans, Garver, Graham, Hardin, Harvey, Hendricks, Herod, Holloway, Hubbard, Huffstetter, James, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Odell, Porter, Randall, Sleeth, Walker, Walpole, Winstandley, and Woods—35.

So the Senate refused to concur in the first engrossed amendment of the House to the said engrossed bill of the Senate.

On motion,

The Senate concurred in the second engrossed amendment of the House to the said engrossed bill of the Senate.

On motion by Mr. Rousseau,

The order of business was suspended, and on leave granted, made the following report:

MR. PRESIDENT :

The select committee to which was referred bill of the House No. 246, entitled, an act to amend an act entitled, "An act to incorporate the Bedford Insurance Company, approved February, 8, 1836," and the pending amendments to said bill, have had that subject under consideration and a majority of that committee have directed me to report the said bill back to the Senate with the said amendments, and respectfully ask that the amendments lie upon the table, and that the bill be passed.

And the question being on concurring in the report of the committee, and,

The ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Cassatt, Conduit, Day, Dole, Hendricks, Holloway, Houghton, Huffstetter, James, Malott, Montgomery, Morrison, Odell, Porter, Rousseau, and Walpole—16.

Those who voted in the negative are,

Messrs Berry, Brugh, Buckles, Dawson, Eddy, Ellis, Evans, Garver, Graham, Hardin, Harvey, Herod, Hubbard, McCarty, Millikin, Morgan, Read of Clark, Reid of Union, Sleeth, and Walker—20.

So the report was not concurred in.

On motion by Mr. McCarty,

House bill,

No. 332. A bill providing for the opening of streets and alleys in the city of Indianapolis ;

Was taken from the table, and,

On motion by Mr. McCarty,

Referred to the committee on the judiciary.

On motion by Mr. Hamrick,

House bill,

No. 205. A bill to amend an act entitled, "An act to incorporate the Terre Haute and Richmond Railroad Company, approved, January 26th, 1847 ;

Was taken from the table, and,

On motion by Mr. Hamrick,

Referred to a select committee consisting of,

Messrs. Hamrick, Harvey, Holloway, McCarty, Walpole and Evans.

On motion by Mr. Sleeth,

Leave of absence was granted to the committee on benevolent institutions during this afternoon.

On motion by Mr. Berry,

Leave of absence was granted to Mr. Hanna, during the remainder of the session.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate.

No. 331. An act to vacate parts of certain streets and alleys in the town of South Bend, St Joseph County, Indiana.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the Speaker of the House has signed the following enrolled act of the Senate.

No. 42. An act to incorporate the Indiana Insurance Company.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate.

No. 328. A joint resolution declaratory of the rights of John Stockton an insane person.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Se-

nate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 102. An act to amend an act entitled, "An act to revise and consolidate the several acts of the General Assembly relative to laying out opening, repairing, changing, and vacating public highways, and to the erection and repair of bridges and to amend the same," so far as relates to the county of Wabash.

No. 144. An act to change the name of the town of Springfield in Hendricks county.

No. 167. An act to incorporate the Fort Wayne and Piqua Plank road company.

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 277. A joint resolution allowing to each of the benevolent institutions of this State a copy of the General and Local Laws and the Revised Code ;

No. 116. A joint resolution in relation to the brave and patriotic sons of Hungary ;

No. 273. An act to incorporate the North Western Christian University ;

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Harvey,
The Senate adjourned.

Two o'clock, P. M

The Senate met.

Mr. Randall asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee, to whom was referred House bill, No. 99, have had the same under consideration, and directed me to report

the same back with the following amendment, and, when so amended, to recommend its passage.

Amendments referred to—

1st amendment—Strike out of the first section the word “six,” and insert “eight.”

2d amendment—Strike out of the third section the word “five,” and insert “eight.”

3d amendment—Strike out of section six the word “three,” and insert “four.”

4th amendment—Strike out of section eight the word “five,” and insert “eight.”

Which report was concurred in,

The amendments adopted, and,

On motion by Mr. Randall,

The rules were suspended, the amendments considered as engrossed, and the bill read a third time, and passed.

Mr. McCarty asked and obtained leave to make the following report :

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 305, entitled “A bill to incorporate the Evansville Insurance Company,” have had that subject under consideration, and have made the following amendments, and directed me to report it back for the action of the Senate.

Amendments referred to—

Amend as follows :

Section 1, third line from bottom of said section, strike out the word “fifty,” and insert “twenty.”

Section 2, commencing at the fifth line from the bottom of said section, after the words “lives and” strike out the following : “To lend money upon bottomry or respondentia.” Commencing at the second page (of Sec. 2,) and the third line, after the word “property,” strike out all the balance of said section.

Section 3, third page, last of first line, strike out the word “ten,” and insert “six;” and immediately after the word “annum,” in second line insert the following : “Which may be taken in advance, as the State Bank of Indiana is now allowed by law to do, and may charge and receive the same rate of exchange as said Bank is allowed to do, or the current rate at the time of the transaction ; and hereafter, should the rate of interest be increased by law, it shall be lawful for said Company to charge and receive such legal rate as individuals are allowed by law to receive.” On same third page, ninth line, after the word “endorsement,” all the balance of said line and all of the four following lines, and insert after the word “Provided,” That it shall not be lawful for said Company to charge or receive any compensation for the endorsement of any

bond, note, bill, or other instrument of indebtedness, (then add the word) and."

Section 6, add at the end of this section the following words: "But no Director in this Company shall, at the same time, be a Director in any Bank or any other Insurance Company."

Section 10, strike out entire the first nine lines.

Section 16, second page, commencing on first line, after the word "life," strike out all the balance of said section, and insert the following: "It shall be lawful for said corporation to charge and receive such a rate of premium as shall be agreed upon by the parties concerned."

Which report was concurred in,

The amendments adopted, and,

On motion,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

Mr. McCarty asked and obtained leave to make the following report:

MR. PRESIDENT:

The committee on corporations, to whom was referred Senate bill, No. 308, entitled, "A bill to incorporate the Mount Vernon Insurance Company," have had that subject under consideration, and have made the following amendments, and directed me report it back to the Senate for its action.

Amendments referred to—

Amend as follows:

Section 1, strike out the last word in third line "fifty," and insert "twenty," so as to read "twenty thousand dollars worth of real estate."

Section 2, strike out of the 12th and 13th lines the following words: "to lend money upon bottomry and respondentia." Strike out, commencing at the 3d line from the bottom of the first page in said section 2, at the word "also," all the balance of said section.

Section 3, 2d page, 4th line from bottom, strike out the word "ten," and insert "six," (so as to read six per cent. per annum,) and immediately after add the following: "Which may be taken in advance, as the State Bank of Indiana is now allowed by law to do, and charge the same rate of exchange as said Bank is allowed to, or the current rate at the time of the transaction, and hereafter, should the rate of interest be increased by law, it shall be lawful for said Company to charge and receive such legal rate as individuals are allowed by law to receive."

Third page, strike out from the commencement of the 4th line all that line and the next three and the 4th to the word "merchants," and after the word "Provided," insert the following: "That it shall not be lawful for said Company to charge or receive any compen-

sation for the endorsement of any bond, note, bill, or other instrument of indebtedness."

Section 6, add at the end of this section the following words: "But no Director in this Company shall, at the time, be a Director in any Bank or other Insurance Company."

Section 10, strike out the first seven lines and the eighth line to the word "thereto," inclusive.

Section 16, commence at the fifth line after the word "life," and strike out the remainder of that line and all the balance of said section, and insert the following: "It shall be lawful for said corporation to charge and receive such a rate of premium as shall be agreed upon by the parties concerned."

Which report was concurred in, the amendment adopted, and,

On motion,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

The Senate then proceeded to the consideration of

THE ORDERS OF THE DAY.

Bills on their Third Reading.

No. 204. A bill to incorporate the Lafayette, Rossville, and Michigan Plank Road Company;

Was read a third time and passed.

No. 205. A bill to incorporate the Eel River Bridge Company;

Was read a third time and passed.

No. 216. A bill to incorporate the Point Commerce Bridge Company;

Was read a third time and passed.

No. 222. A bill to amend article 13, chapter 40, of the Revised Statutes of 1843, and an act amendatory thereof, approved February 11, 1843;

Was read a third time,

And the question being,

"Shall the bill pass?"

It was decided in the negative.

So the bill did not pass.

No. 234. A bill to incorporate the Mixerville Turnpike Company;

Was read a third time and passed.

No. 239. A bill to amend an act, entitled "An act regulating the fees and salaries of the several officers and persons therein named," approved February 7, 1831;

Was read a third time, and

On motion by Mr. Conduit,

Indefinitely postponed.

No. 241. A bill to amend the practice in the Circuit Courts ;
Was read a third time and passed.

No. 244. A bill to provide for a general index of deeds, in Marion county ;

Was read a third time and passed.

No. 283. A bill to encourage the investment of capital for manufacturing purposes ;

Was read a third time and passed.

No. 285. A bill to repeal an act entitled "an act to amend section one hundred and one, of chapter thirty-eight, of the revised statutes of 1843 ;

Was read a third time, and,

On motion by Mr. Garver,

Was laid on the table.

No. 286. A bill authorizing courts of chancery to aid courts of law in enforcing the payment of certain judgments ;

Was read a third time, and

On motion by Mr. Rousseau,

Indefinitely postponed.

No. 311. A bill to incorporate the town of Troy, in Perry county ;

Was read a third time and passed.

No. 316. A bill for the relief of Hugh M. Stevenson and James Wilson, of Wabash county ;

Was read a third time and passed.

No. 318. A bill to amend chapter 5, article 48, of the revised code ;

Which was read a third and passed.

No. 319. A bill to incorporate the Cannelton Saving Institution ;

Was read a third time and passed.

No. 324. A bill to incorporate the Madison and Clifton Water Works ;

Was read a third time and passed.

No. 348. A bill to amend an act entitled "an act to incorporate the city of Indianapolis," approved 27th of May, 1848 ;

Was read a third time and passed.

No. 354. A bill requiring persons to close gates erected on any county or private road, after passing through the same ;

Was read a third time, and

On motion by Mr. Odell,

Was laid on the table.

No. 362. A bill to amend an act to incorporate the Wilmington and Aurora Insurance Company, approved February 2d, 1839 ;

Was read a third time, and

On motion by Mr. Berry,

Was laid on the table.

No. 45. A bill (of House) to amend the 43d section of the revised road law of 1849 ;

Was read a third time and passed.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House insist upon their first engrossed amendment to engrossed bill of the Senate,

No. 4. An act to provide for calling a convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State.

When,

Mr. Miller moved that the Senate adhere to their disagreement to the first engrossed amendment of the House, to said engrossed bill of the Senate ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dole, Eddy, Ellis, Garver, Graham, Hardin, Harvey, Hendricks, Holloway, Houghton, Hubbard, Huffstetter, James, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Randall, Rousseau, Walker, Walpole, and Winstandley—32.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Dawson, Hamrick, Kinnard, and Reid of Union—7.

So the Senate adhered to their disagreement ;

When,

Mr. Miller moved to re-consider the said vote ; and

The question being, will the Senate re-consider ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Cassatt, Conduit, Cornett, Dawson, Dole, Eddy, Graham, Hamrick, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Morrison, Odell, Randall, Reid of U., Rousseau, Walker, and Winstandley.—26.

Those who voted in the negative are,

Messrs. Ellis, Garver, Hardin, Harvey, Hendricks, Holloway, Houghton, Hubbard, Montgomery, Morgan, and Walpole—11.

So the said vote was re-considered ; when

Mr. Miller withdrew the motion to adhere, and moved that the Senate insist on their disagreement to the first engrossed amendment of the House, to the said engrossed bill of the Senate ; and

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are.

Messrs. Adams, Allen, Berry, Buckles, Dole, Eddy, Garver, Graham, Hardin, Harvey, Hendricks, Holloway, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Odell, Randall, Walker, and Winstandley—27.

Those who voted in the Negative are,

Messrs. Brugh, Cassatt, Conduit, Cornett, Dawson, Hamrick, Houghton, Morrison, Reid of U., Rousseau, and Walpole—11.

So the Senate insisted on their disagreement to the first engrossed amendment of the House, to the said engrossed bill of the Senate, when,

On motion,

Messrs. Hardin and Ellis were appointed a committee of free conference on the part of the Senate, to confer with a similar committee to be appointed on the part of the House, relative to the disagreement between the two Houses relative to the said engrossed amendment to the said engrossed bill.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate without amendment :

No. 7. An act to amend an act entitled "an act to incorporate Milton and Waterloo Turnpike company ;"

No. 93. An act in relation to costs in certain cases ;

No. 95. An act amendatory of an act entitled "an act to incorporate the Delphi and Frankfort Plank Road company," approved January 15, 1849 ;

- No. 103. An act to amend the charter of the city of Evansville ;
- No. 107. An act to incorporate the Indiana Asbury Female College ;
- No. 109. An act regulating the road laws in the county of Monroe ;
- No. 113. An act to amend an act entitled "an act to incorporate the Lafayette Plank Road company," approved January 3, 1849 ;
- No. 118. An act to amend an act to provide for the construction of a Railroad from Martinsville, in Morgan county, to Franklin, in Johnson county ;
- No. 119. An act to increase the pay of the Board of Commissioners of Daviess county ;
- No. 127. An act to authorize a company to construct the King's Ridge and Moore's Hill Turnpike ;
- No. 128. An act to authorize a company to construct the Hart's Mill and Marion Turnpike ;
- No. 129. An act to change the time of holding the circuit and probate courts in the county of Switzerland ;
- No. 132. A joint resolution in relation to the public documents of the State of Indiana ;
- No. 133. An act to amend an act entitled "an act authorizing the construction of plank roads," approved January 15, 1849 ;
- No. 143. An act to legalize the returns of the vote given for and against the school law in Shelby county ;
- No. 145. An act to legalize the acts of Jonson Farley, a justice of the peace.
- No. 153. An act to amend an act entitled "an act to incorporate the city of Jeffersonville" and to enlarge the boundaries thereof.
- No. 180. An act defining the duties of treasurer of Hancock county ;
- No. 160. An act to incorporate the Hamilton Manufacturing company ;
- No. 174. An act to amend "an act authorizing the Board of Commissioners of Cass county to issue bonds bearing ten per cent. interest per annum," approved January 28, 1843 ;
- No. 176. An act to increase the per diem allowance of the Probate Judge of the Probate court of Fountain county ;
- No. 178. An act to incorporate the Noblesville and Northfield Plank Road company ;
- No. 219. An act to amend an act entitled "an act creating Marion Court of Common Pleas," approved 4th January, 1849.

Also, the following message from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House :

No. 34. An act to incorporate the White county Monticello Bridge company ;

Without amendment.

Also, the following message from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 188. An act supplemental to an act entitled "an act to incorporate the town of Mount Vernon," approved January 27, 1847 ;

No. 235. An act to incorporate the Presbyterian Female College in the county of Washington ;

No. 224. An act to locate a state road the county of Washington ;

No. 152. An act to incorporate the town of Hartsville, Bartholomew county ;

No. 300. An act for the relief of James Bertanshaw ;

No. 313. An act to incorporate the Pittsburgh Library Institute ;

No. 326. An act to incorporate the "*Chaffraus Bikenchalim uk-furans mesini*" of Fort Wayne ;

No. 335. An act for the relief of Israel Bayless ;

No. 314. An act for the relief of Samuel Scott, Sen., of Posey county ;

No. 177. An act to amend the charter of the Crawfordsville Female Institute ;

No. 169. An act to authorize the trustees of the first regular Baptist church of Crawfordsville, Montgomery county, Indiana, to sell land ;

No. 327. An act fixing the time of holding the several circuit courts in the 11th judicial circuit ;

Aso, enrolled act of the House—

No. 433. An act to amend the charter of the New Albany and Salem Railroad company ;

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Buckles,

The Senate adjourned.

MONDAY MORNING, JANUARY 14, 1850.

The Senate met.

On motion by Mr. Lyon,
The reading of the journal was dispensed with.

On motion by Mr. Cornett,
The order of business was suspended, and on leave granted, introduced the following bill :

No. 386. A bill to amend an act entitled "an act to incorporate the Cross Plains and Laughery Turnpike company," approved January 15, 1849 ;

Which was read a first time, and,

On motion by Mr. Cornett,
The rules were suspended, the bill read a second time, and,

On further motion,
The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Conduit asked and obtained leave to introduce the following bill :

No. 387. A bill to extend an act therein named to the county of Morgan ;

Which was read a first time, and,

On motion by Mr. Conduit,
The rules were suspended, the bill read a second time, and,

On further motion,
The rules were further suspended, the bill considered as engrossed, read a third time and passed.

PETITIONS PRESENTED.

By Mr. Holloway,
A petition relative to the Henry County Turnpike Company ;
Which,

On motion by Mr. Holloway,
Was referred to a select committee consisting of
Messrs. Holloway, Evans, and Reid of U.

By Mr. Harvey,
The petition of Daniel Ferguson and others, praying for the passage of a law prohibiting the sale of ardent spirits in the town of Stilesville and vicinity, in Hendricks county ;

Which,
On motion by Mr. Harvey,
Was referred to a select committee consisting of
Messrs. Harvey, Conduit, and Kinnard.

On motion by Mr. Dawson,
The Senate reconsidered the vote heretofore taken on the passage of House bill

No. 99. A bill fixing the salaries of the Auditor and Treasurer of Allen county ;

Which,

On motion by Mr. Dawson,
Was laid on the table.

REPORTS FROM STANDING COMMITTEES.

By Mr. Morrison—

MR. PRESIDENT :

The committee on education to whom was referred bill of the House No. 377, entitled "an act to amend the 38th section of article 2, of chapter 15, of the Revised Statutes of 1843, have had the same under consideration, and directed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. English—

MR. PRESIDENT :

The committee on claims to whom was referred the petition of George Connor, have had the same under consideration, and a majority of said committee have directed me to report the same back and recommend it to be laid on the table, and ask to be discharged from the further consideration thereof.

Which report was concurred in, and the petition laid on the table.

MR. PRESIDENT :

The committee on the State Bank to whom was referred the report of the State Bank and its various Branches, have had the same under consideration, and have directed me to say that there is nothing apparent in said reports of said Bank and Branches to justify the committee in alleging mismanagement against said Bank, nor have said committee thought it proper to recommend any legislation in regard to said Bank or Branches. Said committee therefore report said reports back to the Senate and ask that they may be laid upon the table, and said committee discharged from the further consideration thereof.

Which report was concurred in, and the committee discharged.

By Mr. Hubbard—

MR. PRESIDENT :

The committee on corporations to which was referred bill of the Senate No. 200, have had the same under consideration, and directed me to report the said bill back to the Senate without amendment, and recommend its passage.

Which report was concurred in, and
 On motion by Mr. Hubbard,
 The rules were suspended, and
 No. 200. A bill to incorporate the Connersville and Raysville
 Turnpike company;
 Was considered as engrossed, read a third time, and passed.
 By Mr. Hamrick—

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 205, have had the same under consideration and directed me to report the same back for the action of the Senate.

The question being on the adoption of the amendment proposed by Mr. Harvey; when

Mr. Harvey asked and obtained leave to withdraw said amendment.

Whereupon,

Mr. Garver moved to reconsider the vote heretofore taken on the adoption of the amendment proposed by Mr. Walpole.

The question being, will the Senate reconsider?

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative, are,

Messrs. Allen, Berry, Conduit, Day, Dawson, Garver, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, Lyon, McCarty, Morgan, Morrison, Porter, Randall, Teegarden, and Winstandley—21.

Those who voted in the negative, are,

Messrs. Adams, Brugh, Cassatt, Cornett, Eddy, Ellis, English, Evans, Graham, Hardin, Holloway, James, Kinnard, Montgomery, Odell, Read of C., Reid of U., Sleeth, Walker, Walpole, and Woods—21.

So the vote was not reconsidered.

Whereupon,

Mr. Hamrick proposed the following amendment :

Sec. —. And in order more fully to secure the rights and interests of the citizens of Indiana residing on the line of the proposed Railroad, and to give greater confidence and security to the communities east and west of Indianapolis, it is hereby declared that the road west of Indianapolis shall exist as a separate and distinct incorporation, and be known under the name and style of the "Terre

Haute and Indianapolis Railroad company;" and it is further declared that the road east of Indianapolis shall exist as a separate and distinct incorporation, and shall be known under the name and style of the "Indianapolis and Richmond Railroad company," giving full power and authority to each to prosecute their respective roads to completion, under the restrictions heretofore imposed by this, and the several acts to which it is amendatory: *Provided, however,* That neither incorporation shall be held responsible, in any manner, for the acts of the other; nor shall the company created by this act east of Indianapolis, be held liable in law or equity for any expenditure of money heretofore made on that portion of the road lying west of Indianapolis.

Sec. —. All the obligations, contracts, and liabilities incurred by the Terre Haute and Richmond Railroad company, in the prosecution of said road west of Indianapolis, shall remain in full force against the Terre Haute and Indianapolis Railroad company, and nothing in this act shall in any manner release the said company from any such obligation, promise, or contract.

Sec. —. The provisions of this act, and the several acts to which it is amendatory, and the franchise and rights conferred by the same, shall be equally applicable to the "Terre Haute and Indianapolis Railroad company" and the "Indianapolis and Richmond Railroad company," as separate and distinct incorporations.

Sec. —. The persons now acting as directors of the Terre Haute and Richmond Railroad company, and residing west of Indianapolis, shall continue as directors of the Terre Haute and Indianapolis Railroad company till their successors are legally chosen; and the stockholders of the Indianapolis and Richmond Railroad company shall have power to select thirteen directors, at such time and under such regulations as they may deem proper, governed by the provisions of the acts to which this is amendatory.

Whereupon,

Mr. Reid of Union moved the previous question;

Which was seconded.

And the question being, shall the main question be now put?

It was decided in the affirmative.

The main question being, shall the amendments be engrossed and the bill ordered to a third reading?

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Cornett, Day, Dawson, Ellis, English, Graham, Hardin, Hendricks, Holloway, Houghton, Huffstetter, James, Miller, Millikin, Montgomery, Morgan, Read of C., Reid of U., Walker, Walpole, and Woods—21.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cassatt, Conduit, Evans, Garver Hamrick, Harvey, Herod, Hubbard, Kinnard, Lyon, Malott, McCarty, Morrison, Porter, Rousseau, Sleeth, and Winstandley—20.

So the amendments were ordered to be engrossed and the bill ordered to a third reading.

REPORTS FROM SELECT COMMITTEES.

The Senate resumed the consideration of House bill

No. 246. A bill to amend an act entitled an "act to incorporate the Bedford Insurance company," approved February 8th, 1836 ;

And that being first in order—the question being on the adoption of the amendments as proposed by Mr. McCarty ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Conduit, Cornett, Day, Eddy, English, Evans, Garver, Graham, Hardin, Herod, Hubbard, James, Kinnard, McCarty, Miller, Morgan, Read of C., Reid of U., Rousseau, and Woods—22.

Those who voted in the negative are,

Messrs. Adams, Ellis, Hamrick, Hendricks, Holloway, Houghton, Huffstetter, Lyon, Malott, Millikin, Montgomery, Morrison, Porter, Sleeth, Teegarden, Walker, Walpole, and Winstandley—18.

So the amendments were adopted.

When,

On motion by Mr. Rousseau,

The bill was laid upon the table.

By Mr. Morgan—

MR. PRESIDENT :

The select committee to which was referred bill No. 275 of the Senate have had the subject under consideration, and have directed me to report it back to the Senate, with an amendment, upon the adoption of which they recommend its passage.

Amendment referred to—

Amend by adding :

Sec. 3. The provisions of this act to which this is an amend-

ment, as amended by this act, are hereby extended to the county of Morgan.

Which report was concurred in, the amendment adopted, and,

On motion by Mr. Morgan,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Herod—

MR. PRESIDENT :

The committee on the State Library, to whom was referred bill of the House No. 300, have had the same under consideration, and made several amendments thereto, upon the adoption of which amendments, to recommend the passage of said bill.

Amendment referred to—

Amend by adding as follows :

1st amendment—

Amend in the first section by striking out "State Librarian" wherever it occurs, and insert "Secretary of State." Also, strike out in the same section "State Library" and insert "Office of the Secretary of State."

2d—

Strike out of the 2d section the words "State Librarian" wherever it occurs, and insert "Secretary of State."

3d—

Strike out of the 3d section the words "State Librarian," wherever it occurs, and insert "Secretary of State," and after the word "evidence," in said section, insert, "and are hereby made legal and competent as such."

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Herod,

The rules were suspended, the amendments considered as engrossed, the bill read a third time and passed.

By Mr. Winstandley—

MR. PRESIDENT :

The select committee to whom was referred bill No. 197 of the Senate, have had the same under consideration, and directed me to report the same back and recommend that said bill be laid on the table, and ask to be discharged from the further consideration thereof.

No. 197. A bill to amend an act entitled "an act to provide for the continuance of the construction of all or any part of the public works of the State of Indiana by private companies," &c., approved January 28, 1842 ;

Was laid on the table, and the committee discharged.
Also, by Mr. Winstandley—

MR. PRESIDENT :

The select committee to whom was referred House bill No. 146, entitled "an act to provide for the election of a prosecuting attorney in the second judicial circuit," have had the same under consideration, and directed me to report the same back to the Senate for its action.

When Mr. Rousseau proposed the following amendment :

Add the "tenth judicial circuit," except the "county of Morgan."

Which amendment was adopted.

Whereupon,

Mr. Lyon proposed the following amendment :

Add "the ninth judicial circuit."

Which was adopted.

Whereupon,

Mr. Walpole proposed the following amendment :

Add the "fifth judicial circuit, the present prosecutors shall serve their time out."

Whereupon,

Mr. McCarty proposed the following amendment to the amendment :

Except the "county of Marion."

Which was adopted.

And the amendment as amended was adopted.

On motion,

The rules were suspended, the amendment considered as engrossed, read a third time and passed.

When Mr. Rousseau proposed the following amendment to the title to said bill, as follows :

Add the following :

"And in certain circuits therein named."

Which amendment was adopted.

By Mr. Garver,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 255, entitled "an act defining the jurisdiction of justices of peace in Marion and Boone counties," and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in the several

counties therein named," approved January 16th, 1849, have had the same under consideration, and have directed me to report the same back to the Senate with the following amendments, and when so amended recommend its passage.

Amendments referred to :

Insert "Perry county subject to the provisions of this bill, and the one to which it is an amendment."

Which report was concurred in, the amendments adopted, and Ordered to be engrossed for a third reading.

By Mr. Rousseau,

MR. PRESIDENT :

The select committee to whom was referred the petitions and remonstrances of sundry citizens of Owen and Clay counties, touching the detaching territory from Owen and attaching the same to Clay county, have had the same under consideration, and a majority of that committee have directed me to report the same back to the Senate, and respectfully ask that they may be laid on the table, and that your committee be discharged from the further consideration thereof.

Which report was concurred in, the petitions laid on the table and the committee discharged.

By Mr. Houghton,

MR. PRESIDENT :

The select committee to whom was referred the petition of sundry citizens of Martin county, praying the location of a State road from Dover Hill, Martin county, to Polson's Mills, Dubois county, have had the same under consideration, and have directed me to report the following bill for the action of the Senate.

No. 388. A bill to locate a State road from Dover Hill in Martin county, to Polson's Mill in Dubois county :

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time, and

Laid on the table.

BILLS INTRODUCED.

By Mr. Evans,

No. 389. A bill for a Plank Road from New Castle in Henry county, to Dublin in Wayne county ;

Was read a first time, and,

On motion by Mr. Evans,
The rules were suspended, the bill read a second time, and,

On motion by Mr. Evans,
Referred to the committee on corporations.

By Mr. Rousseau,

No. 390. A bill to authorize the Governor to appoint a Private Secretary ;

Was read a first time, and,

On motion by Mr. Rousseau,
The rules were suspended, read a second time, when
Mr. Conduit moved to refer the bill to the committee on finance.
Which motion did not prevail.

When,

On motion by Mr. Rousseau,
The rules were suspended, the bill considered as engrossed read a third time and passed.

By Mr. Woods,

No. 391. A bill to transfer the title papers, judgments, decrees, &c., connected with the Georgia lands, to Martin R. Green ;

Which was read a first time, and,

On motion by Mr. Woods,

The rules were suspended, the bill read a second time,

When Mr. Porter moved to refer the same to the committee on the judiciary.

Which motion prevailed.

When Mr. Morrison offered the following instruction to said committee :

Instruct the committee to inquire whether money has been paid into the Treasury by the purchaser.

Which was adopted.

Whereupon,

Mr. Cornett proposed the following instruction to the committee :

Inquire whether the bid of Mr. Green was the highest bid offered for said land.

When Mr. Rousseau proposed the following amendment to the instruction :

Add as follows :

“ After the passage of the joint resolution authorizing the sale of the same by the Governor.”

The amendment was adopted,

And the instruction as amended was adopted.

So the bill was referred to the committee on the judiciary with instructions.

By Mr. Hendricks,

No. 392. A bill in relation to wardens and vestrymen of the Protestant Episcopal Church ;

Which was read a first time, and,
 On motion by Mr. Hendricks,
 The rules were suspended, the bill read a second time, and,
 On further motion, by Mr. Hendricks,
 The rules were further suspended, the bill considered as engrossed,
 read a third time and passed.

By Mr. Miller,
 No. 393. A bill to change the time of convening the session of
 the Legislature in 1850 ;

Which was read a first time, and,
 On motion by Mr. Miller,
 The rules were suspended, the bill read a second time, and
 On further motion,
 The rules were further suspended, the bill considered as engrossed,
 read a third time and passed.

By Mr. Conduit,
 No. 394. A bill declaring the meaning of sec. 11, of chap. 4, of
 the Revised Statutes of 1843 ;

Which was read a first time, and,
 On motion by Mr. Conduit,
 The rules were suspended, the bill read a second time, and,
 On further motion by Mr. Conduit,
 The rules were further suspended, the bill considered as engrossed,
 read a third time and passed.

By Mr. Adams,
 No. 395. A bill to amend an act entitled "an act to provide for
 the election of township assessors in the counties therein named,
 and defining their duties," approved January 27, 1847, so far as re-
 lates to Monroe county ;

Which was read a first time, and,
 On motion by Mr. Adams,
 The rules were suspended, the bill read a second time, and,
 On further motion by Mr. Adams,
 The rules were further suspended, the bill considered as en-
 grossed, read a third time and passed.

By Mr. Hardin,
 No. 396. A bill for the relief of the late firm of B. G. Cutter
 and John H. Cutter ;

Which was read a first time, and,
 On motion by Mr. Hardin,
 The rules were suspended, the bill read a second time and,
 On further motion,
 Referred to the committee on corporations.

By Mr. Garver,
 No. 397. A bill to incorporate the Clinton County Steam Mill
 Company ;

Which was read a first time, and,
 On motion by Mr. Garver,
 The rules were suspended, the bill read a second time, and,

On further motion by Mr. Garver,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Harvey,

No. 398. A bill to incorporate the Indianapolis and Brownsville Plank Road Company ;

Which was read a first time, and,

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Harvey,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. McCarty,

No. 399. A bill to dispense with the necessity of reviving judgments by *scire facias*, or otherwise, in the several courts of record in the county of Marion, and for other puposes ;

Which was read a first time and passed to a second reading.

By Mr. Conduit,

No. 400. A bill to repeal an act therein named ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Mr. Herod proposed the following amendment :

Insert in the proper place, the "county of Bartholomew ;"

Which was adopted.

Mr. Hubbard proposed the following amendment :

Insert in the proper place, the "county of Rush ;"

Which was adopted.

On motion by Mr. Harvey,

The bill was laid on the table.

By Mr. Odell,

No. 401. A bill defining the duties and fixing the compensation of the prosecuting attorney of Tippecanoe county ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and

Laid on the table,

By Mr. Read of C.,

No. 402. A joint resolution on the subject of the establishment of an Orphan's Asylum, by the State ;

Which was read a first time, and,

On motion by Mr. Read of C.,

The rules were suspended, the joint resolution read a second time, and

On motion by Mr. Read of C.,

Referred to the committee on benevolent institutions.

On motion by Mr. Ellis,

Senate bill,

No. 401. A bill defining the duties and fixing the compensation of the prosecuting attorney of Tippecanoe county;

Was taken from the table, and

On motion,

Was referred to the committee on the judiciary.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the Speaker of the House has signed the following enrolled acts of the House :

No. 114. An act to incorporate the Jasper county Plank Road Company.

No. 34. An act to incorporate the White county Monticello Bridge company.

No. 312. An act to organize the county of Starke.

No. 299. An act to authorize the county Commissioners of the county of Pike to levy a road tax, so far as relates to the county of Pike.

No. 245. An act to amend an act entitled "an act to incorporate the town of Franklin, Johnson county, Indiana," passed February 15, 1838.

No. 290. An act to incorporate the Noblesville Bridge Company.

Also, the following enrolled acts of the Senate :

No. 153. An act to amend an act entitled "an act to incorporate the city of Jeffersonville, and to change the boundaries thereof.

No. 95. An act amendatory of an act entitled "an act to incorporate the Delphi and Frankfort Plank Road Company," approved January 15, 1849.

No. 100. An act regulating the road laws in the county of Monroe.

No. 372. An act to change the time of holding the February term of the probate court, in the county of Crawford.

No. 364. An act to authorize the voters of Washington township, in the county of Blackford, to vote in Hartford, in said county.

No. 178. An act to incorporate the Noblesville and Northfield Plank Road Company.

No. 160. An act to incorporate the Hamilton Manufacturing Company.

No. 82. An act to amend an act entitled "an act to incorporate the city of Richmond, Wayne county, Indiana," approved February, 24, 1840.

No. 115. An act to incorporate a company to construct a turn-pike road from Dillsborough to Versailles.

No. 173. An act to incorporate the Rushville and National Road Plank Road Company.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled act of the Senate :

No. 104. An act to incorporate the Tippecanoe Fire Company.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 358. An act for the relief of the purchasers of seminary lands in Monroe county.

No. 94. An act to reduce the fees and emoluments of the Auditor and Treasurer of Steuben county.

No. 59. An act authorizing an additional number of copies of the revised statutes of 1843 to be distributed to the counties of Miami and Adams.

No. 373. An act to amend an act entitled "an act to locate a State road in the counties of Decatur, Jennings, and Bartholomew," approved January 5, 1849.

No. 286. An act to enable the inhabitants of the counties of Huntington and Whitley to construct plank roads.

No. 375. An act to extend the time of sittings of probate courts of Fulton county.

No. 367. An act to legalize the assessment of taxes of Tippecanoe county.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 250. An act to change the name of Mary Bell Neil, to Mary Bell Noble.

No. 266. An act to incorporate the Alamo Sons of Reform, of the State of Indiana.

No. 427. An act to organize an additional school district in the county of Sullivan.

No. 261. An act to vacate a certain alley in the town of West Hamsonville, and a certain street in the town of Mount Pleasant in the county of Martin.

No. 359. An act to increase the per diem allowance of the Probate Court of Vermillion county.

No. 337. An act to establish an additional place of holding elections in Eagle township, in Boone county.

No. 258. An act to incorporate the Western Plank Road Company.

No. 85. A joint resolution relative to the officers and soldiers of the war of 1812.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 238. An act to amend an act therein named.

No. 249. An act to authorize James Taylor to erect a mill dam across Salmony river, in Huntington county.

No. 215. An act to compel non-residents to pay a road tax equal to that paid by residents, in the county of Whitley.

No. 430. An act granting the right of way to companies in the State of Illinois to construct plank roads in the county of Vermillion, in this State.

No. 453. An act to change the name of the town of White Hall, in Mami county, to that of Waw-Pe-Cong.

No. 447. An act to increase the salary of the Probate Judge of Elkhart county.

No. 446. An act to change the name of Trenton, in the county of Randolph.

No. 444. An act to incorporate the town of Newburn, in Bartholomew county.

No. 441. An act authorizing the election of one additional justice of the peace in Highland township, in Vermillion county.

No. 442. An act for the relief of Aaron Wright, of Marion county.

No. 63. An act in relation to Lamasco city.

No. 439. An act to repeal a certain act therein named, so far as it is relative to Randolph county, and to revive certain other laws.

No. 443. An act to attach certain territory to the county of LaPorte.

No. 454. An act to legalize certain proceedings in the Grant Probate Court.

Also, the following enrolled acts of the Senate :

No. 180. An act defining the duties of the county Treasurer of Hancock county.

No. —. A joint resolution in relation to the public documents of the State of Indiana.

No. 145. An act to legalize the acts of Johnson Farley.

No. 119. An act to increase the pay of the Board of Commissioners of Daviess county.

No. 219. An act to amend an act entitled "an act creating Marion Court of Common Pleas," approved 4th January, 1849.

No. 133. An act to amend an act, entitled "An act authorizing the construction of Plank Roads," approved January 15, 1849 ;

No. 176. An act to increase the per diem allowance of the probate judge of the probate court of Fountain county ;

No. 174. An act to amend an act authorizing the Board of Commissioners of Cass county to issue bonds bearing ten per cent. interest per annum, approved January 28, 1843 ;

No. 143. An act to legalize the return of the vote given for and against the School Law in the county of Shelby ;

No. 127. An act to authorize a company to construct the King's Bridge and Moore's Hill Turnpike :

No. 118. An act to amend an act to provide for the construction of a Railroad from Martinsville, in Morgan county, to Franklin, in Johnson county ;

No. 93. An act in relation to costs in certain cases ;

No. 129. An act to change the time of holding the circuit and probate courts in the county of Switzerland ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Mr. Hubbard, from the committee on enrolled bills, made the following report :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate, Nos. 131, 80, 25, 99, 5, 22, 29, 28, 76, 18, 42, 161, 110, 97, 86, 167, 144, 102, 328, 169, 104, 235, 177, 152, 300, 335, 314, 313, 331, 224, 326, 188, 129, 145, 127, 143, 95, 119, 93, 17, and 6, with engrossed bills, and find the same correctly enrolled.

Also, Mr. Hubbard made the following report :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bill of the Senate, No. 273, with the engrossed bill, and have made one correction, by inserting in the place of one hundred thousand dollars "seventy-five thousand dollars," where the same occurs in the second section, and with this correction find said bill correctly enrolled.

On motion by Mr. Houghton,
The Senate adjourned.

Two o'clock, P. M.

The Senate met.

ORDERS OF THE DAY.

No. 362. A bill to amend an act to incorporate the Wilmington and Aurora Insurance Company, approved February 2, 1839 ;

Was,

On motion by Mr. Millikin,
Taken from the table and passed.

On motion by Mr. Garver,
Senate bill,

No. 285. A bill to repeal an act, entitled "An act to amend section one hundred and one of chapter thirty-eight of the Revised Statutes of 1843, so far as relates to the county of Tipton ;"

Was taken from the table, when

Mr. Conduit moved to amend by inserting in the proper place the "county of Morgan ;"

Which was adopted by unanimous consent.

And the bill read a third time and passed.

Mr. Garver moved to amend the title to the same, by adding in the proper place the "county of Morgan ;"

Which was adopted.

BILLS AND JOINT RESOLUTIONS OF THE HOUSE,

On their Third Reading.

No. 89. A bill incorporating the Grand Royal Arch Chapter of the State of Indiana ;

Was read a third time and passed.

No. 129. A bill to increase the fees of jurors before probate courts ;

Was read a third time and passed.

No. 132. A bill to repeal the 61st section of "An act to provide for the continuation of the construction of all or any part of the public works of this State by private companies, and for abolishing the Board of Internal Improvements, and the offices of Fund Commissioner, and Chief Engineer," approved January 28th, 1842 ;

Was read a third time, and,

On motion by Mr. Winstandley,

Laid on the table.

No. 133. A bill to incorporate the Spring Creek and Tippecanoe Bridge Company ;

Was read a third time and passed.

No. 137. A joint resolution on the subject of the United States surrendering State bonds ;

Was read a third time, and,

On motion,

Laid on the table.

No. 147. A bill to amend an act, entitled "An act granting to the citizens of the town of Aurora, in the county of Dearborn, a city charter," approved February 14, 1848 ;

Was read a third time and passed.

No. 153. A bill to amend section 141 of chapter 35 of the Revised Laws of 1843, relating to the duties of the Overseers of the Poor ;

Was read a third time and passed.

No. 157. A bill to amend section 100 of chapter 12 of the Revised Statutes of 1843 ;

Was read a third time and passed.

No. 167. A bill to incorporate the Tippecanoe Horse Thief Detecting Society ;

Was read a third time and passed.

No. 188. A bill in relation to the change of names ;

Was read a third time and passed.

No. 193. A bill to regulate the per diem allowance for work done on the public highways, in Adams county and other counties therein named ;

Was read a third time and passed.

No. 206. A bill defining the duties of county treasurers in several counties therein named ;

Was read a third time and passed.

No. 208. A bill to repeal an act therein named, concerning sheriffs, so far as the same relates to the county of Martin ;

Was read a third time and passed.

No. 214. A bill to repeal a certain act therein named ;

Was read a third time and passed.

No. 218. A bill to locate a State road between the counties of Vigo and Clay ;

Was read a third time and passed.

No. 219. A bill concerning the duties of the county treasurers of the counties of Kosciusko and Knox ;

Was read a third time and passed.

No. 231. A bill to regulate the manner of doing business in the Jasper Probate Court ;

Was read a third time and passed.

No. 257. A bill to incorporate the Harrison and Boardman Turnpike Road Company ;

Was read a third time and passed.

No. 284. A bill to incorporate the Rising Sun and Versailles Turnpike company ;

Was read a third time and passed.

No. 178. A bill to incorporate the Goodwin Female Institution, of Lafayette ;

Was read a third time and passed.

No. 210. A bill to incorporate the Terre Haute Insurance Company ;

Was read a third time and passed.

No. 230. A bill to incorporate the West Point Literary and Agricultural College in Tippecanoe County ;

Was read a third time and passed.

No. 262. A bill (of the Senate) in relation to the printing of additional copies of the General and Local Laws of this State ;

Was read a third time and passed.

No. 50. A joint resolution of the House relative to the election of United States Senators ;

Which was read a third time, and,

Mr. Herod proposed the following amendment :

Insert in the proper place, the words, " President and Vice President of the United States."

Which was not adopted, objections being made.

And the joint resolution passed.

No. 217. A bill of the House to explain Sections 8, 14, and 130, of an act therein named ;

Was read a third time, and,

Laid on the table.

No. 456. A bill defining the boundaries of School District No. 1, in congressional township No. 12 north, of range No. 5 west, in the counties of Clay and Owen ;

Was read a third time and passed.

No. 449. A bill to prevent the sale of spirituous liquors in the township of Mound in the county of Warren, without first procuring a license therefor ;

Was read a third time and passed.

No. 440. A bill in relation to the school funds in Floyd county ;
Was read a third time and passed.

No. 458. A bill of the House to amend an act entitled, an act to incorporate the Attica and Warren County Bridge Company, approved February 17, 1848 ;

Was,

On motion,

Taken from the table, read a third time, and passed.

Senate Bills on their third reading.

No. 257. A bill relative to the Probate Judge of Shelby county ;
Was read a third time and passed.

No. 258. A bill to incorporate the town of West Union in Fayette county ;

Was read a third time and passed.

No. 261. A bill to change the names of Belsora Barsheba Ingleswright and others ;

Was read a third time and passed.

No. 262. A bill in relation to printing additional copies of the general and local laws of this State ;

Was read a third time and passed.

No. 267. A bill for the temporary relief of the poor of Dearborn county ;

Was read a third time and passed.

No. 298. A bill providing for the re-location of Orr and Harrison's addition to the eastern enlargement of Evansville, and for other purposes ;

Was read a third time and passed.

No. 272. A bill imposing additional duties on the Warden and Superintendent of the State Prison buildings :

Was read a third time and passed.

No. 274. A bill to extend the benefit of a certain act therein named ;

Was read a third time, when,

Mr. Reid of Union proposed the following amendment :

" Provided, however, That the provisions of this act shall not extend to the counties of Union or Fayette."

Which was not adopted.

On motion by Mr. Walpole,

The bill was laid on the table.

No. 276. A bill to authorize the construction of a Railroad from Rushville to Lewisville, in Henry county ;

Was read a third time and passed.

No. 288. A bill to prevent the consolidation of indictments for selling liquor in Dearborn county ;

Which was read a third time and passed.

No. 374. A bill in relation to tavern and grocery license in Hancock county ;

Was read a third time and passed.

No. 377. A bill conferring the power upon the voters of Wayne county to determine the question of "license or no license ;"

Was read a third time and passed.

No. 458. A bill of the House to amend an act entitled "an act to incorporate the Attica and Warren county Bridge company," approved January 16, 1848 ;

Was,

On motion by Mr. Lyon,

Taken from the table, read a third time and passed.

No. 395. A bill (of the House) to amend an act entitled "an act to amend the charter of the Milford and Columbus Railroad company ;"

Was read a second time, and,

On motion,

The rules were suspended, the bill read a third time, and passed.

BILLS ON THEIR SECOND READING.

No. 416. A bill (of the House) to amend the "act to incorporate the Peru and Indianapolis Railroad company," approved January 16, 1846 ;

Was read a second time, and,

On motion by Mr. Garver,

Was referred to a select committee, consisting of

Messrs. Garver, Cassatt, and Montgomery.

No. 421. A bill (of the House) to locate a State road from Warsaw to Plymouth ;

Was read a second time and ordered to a third reading ;

No. 423. A bill (of the House) changing the mode of electing the clerk and marshal of the town of Terre Haute ;

Was read a second time, and,

On motion,

Laid on the table.

No. 422. A bill (of the House) to authorize the Governor of Indiana to compromise with, and to cause suit to be brought against, the lessees of water power of the Northern Division of the Central Canal ;

Was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 336. A joint resolution in relation to an appropriation by the General Government for the improvement of the harbor of Michigan City, and the Ohio river ;

Was read a second time, when,

Mr. Teegarden proposed the following amendment :

Insert, by way of amendment, the following, immediately preceeding the word "*Resolution* :"

WHEREAS, It is the opinion of the General Assembly of the State of Indiana, that the General Government has the power to construct such harbors and improve such rivers as are necessary and proper for the protection of our navy and our commerce, and also for the defence of our country ; and the improvement of the Harbor on Lake Michigan, in the State of Indiana, is necessary and proper for the protection of our commerce.

Mr. Berry moved to lay the amendment on the table.

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Buckles, Dawson, Eddy, Evans, Garver, Graham, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morrison, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods—22.

Those who voted in the negative are,

Messrs. Brugh, Cassatt, Conduit, Cornett, Day, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Randall, Rousseau, Teegarden, and Walpole—22.

So the amendment was not laid upon the table.

Mr. Berry called for the previous question,

And there was a second ;

And the question being,

"Shall the main question be now put?"

And the ayes and noes being demanded by two Senators they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cornett, Dawson, Eddy, Evans, Garver, Graham, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Montgomery, Morrison, Randall, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods—27.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Day, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Morgan, Odell, Porter, Rousseau, Teegarden, and Walpole—17.

So the main question was ordered to be put ;

And the main question being,

“ Shall the joint resolution pass ? ”

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cassatt, Conduit, Cornett, Day, Dawson, Eddy, Evans, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Randall, Read of C., Reid of U., Rousseau, Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods—43.

Those who voted in the negative are,

None.

So the joint resolution passed.

No. 342. A joint resolution in relation to a Convention to alter and amend the Constitution of this State ;

Was read a second time, and,

On motion,

, Referred to the judiciary committee.

No. 345. A bill repealing certain laws so far as the same relates to Hancock county, and for other purposes ;

Which was read a second time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 349. A bill for the protection and relief of orphan children ;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

Mr. Dawson proposed the following instructions :

“ Instruct the committee so as to make the grand-children liable for the support of their grand parents.”

Which was adopted.

No. 350. A bill to amend an act, entitled “ An act to define the jurisdiction of justices of the peace in the several counties therein named,” approved January 16, 1849 ;

Which was read a second time, and,

On motion,

Referred to the judiciary committee.

No. 352. A bill to provide for the sale of a portion of square

No. 25, in the town of Indianapolis, for the purpose of erecting thereon buildings for the use of the Indiana Central Medical College ;

Was read a second time, and,

On motion,

Referred to the committee on finance.

No. 358. A bill to increase the dower rights of widows of deceased persons, and amend section 80, chapter 23, Revised Statutes of 1843 ;

Was read a second time, and,

On motion,

Referred to the committee on the judiciary.

On motion by Mr. Dawson,

House bill,

No. 99. A bill fixing the salaries of the Auditor and Treasurer of Allen county ;

Was taken from the table, and

Referred to a select committee consisting of

Messrs. Dawson, Randall, and Eddy.

No. 381. A bill in relation to Public Printing ;

Was read a second time, and

On motion,

Referred to the committee on finance.

No. 43. A bill (of the House) to provide for the election of township assessors in the county of Steuben ;

Was read a second time and ordered to a third reading.

No. 182. A bill (of the House) to amend the first article of chapter twelve of the Revised Laws of 1843 ;

Was read a second time, and,

On motion,

Referred to the committee on the judiciary.

No. 225. A bill (of the House) defining the duties of the Treasurer of Dearborn county, and other counties therein named, and other officers, in relation to the Common School Fund in said counties ;

Was read a second time, when

Mr. Evans proposed the following amendment :

Insert after the word "Dearborn" the word "Henry ;"

Which was adopted.

Mr. Miller proposed the following amendment :

Strike out the word "Gibson ;"

Which was adopted.

Mr. Berry proposed the following amendment :

Strike out the word "Franklin ;"

Which was adopted.

Mr. Evans proposed to amend the preamble as follows :

Insert the word "Henry" after the word "Dearborn," and strike out of the preamble the words "very large ;"

Which amendments were adopted, ordered to be engrossed, and the bill ordered to a third reading.

No. 227. A bill (of the House) in relation to the auditor of War-rick county ;

Was read a second time, and,

On motion,

The rules were suspended, the bill read a third time, and passed.

No. 228. A bill (of the House) relative the sale of school lands in certain counties therein named, and to amend article 13, of chapter 13, of the Revised Statutes of 1843 ;

Was read a second time, and

Ordered to a third reading.

No. 233. A bill (of the House) to authorize the location of a State road on the county line of Porter and Lake counties ;

Was read a second time, and

On motion,

The rules were suspended, the bill read a third time and passed.

No. 448. A bill (of the House) to incorporate the Drewersburgh Turnpike Company ;

Was read a second time, and

Ordered to a third reading.

By Mr. Morrison,

No. 403. A bill to authorize the Governor to take an appeal in the case of Patrick McGinley ;

Was read a first time, and,

On motion by Mr. Morrison,

The rules were suspended, the bill read a second time, and

On motion by Mr. Morrison,

Referred to the judiciary committee.

By Mr. Reid of Union.

No. 404. A bill to incorporate the town of Liberty, in Union county ;

Which was read a first time, and,

On motion by Mr. Reid,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Walpole,

No. 405. A bill changing the time of holding the Hancock Circuit Court, from the second Mondays in February and August, to the fourth Mondays in March and September ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Millikin,

No. 406. A bill respecting Sinking Fund Mortgages ;

Which was read a first time, and,

On motion by Mr. Millikin,

The rules were suspended, the bill read a second time, and

On further motion,

Referred to the committee on finance.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House insist upon their disagreement to the engrossed amendment of the Senate, to engrossed bill of House :

No. 73. An act to amend an act entitled "an act to incorporate the Lafayette Insurance Company," approved February 8, 1836 ;

And that the House have appointed Messrs. O'Neal and Mickle a committee of free conference on the part of the House, and request that a similar committee may be appointed on the part of the Senate.

Whereupon,

Messrs. Odell and Berry were appointed said committee on the part of the Senate.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House insist upon their disagreement to the engrossed amendment of the Senate to the engrossed bill of the House,

No. 64. An act in relation to extra taxes in Lamasco City.

And that the House have appointed Messrs. Greathouse and Wilson a committee of free conference on the part of the House, and request that a similar committee may be appointed on the part of the Senate.

When,

Mr. Miller moved that the Senate insist on the engrossed amendment of the Senate to the said engrossed bill of the House, and

On motion,

Messrs. James and Porter were appointed a committee of free conference on the part of the Senate.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate, with sundry amendments thereto :

No. 15. An act to amend on act entitled "an act to incorporate the Lake Michigan, Logansport, and Ohio River Rail Road Company," approved 17th February, 1848.

No. 122. An act to give the Probate Judge of the county of Gibson jurisdiction of writs of habeas corpus.

No. 139. An act providing for the election of township assessors in the counties of Greene and Hamilton.

No. 142. An act amendatory to an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named.

No. 155. An act to incorporate the Madison Gas-light Company.

No. 166. An act to prevent frauds upon the revenue.

In which amendments the concurrence of the Senate is respectfully requested.

On motion by Mr. Cassatt,

Engrossed bill in said message contained, entitled,

No. 15. A bill to amend an act entitled "an act to incorporate the Lake Michigan, Logansport, and Ohio River Rail Road Company," approved February 17, 1848 ;

And the engrossed amendment of the House thereto, were

Laid upon the table.

Mr. Rousseau moved that the Senate concur in the engrossed amendment of the House, to said engrossed bill of the Senate, entitled,

No. 139. A bill providing for the election of township assessors in the counties of Greene and Hamilton ;

With the following amendment :

Strike out \$125, and insert \$150 in lieu thereof ;

Which motion prevailed.

On motion,

The Senate concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled,

No. 142. A bill amendatory to an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named.

On motion,

The Senate concurred in engrossed amendment of the House, to the said engrossed bill of the Senate, entitled,

No. 122. A bill to give the Probate Judge of the county of Gibson jurisdiction of writs of habeas corpus.

On motion,

The Senate concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled

No. 155. A bill to incorporate the Madison Gas-light Company.

On motion,

The Senate concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled

No. 166. A bill to prevent frauds upon the revenue.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 457. An act to incorporate the Raccoon Plank Road Company.

No. 459. An act to vacate the village of Mount Pleasant in St. Joseph county.

No. 460. An act to alter and change a State road therein named.

No. 461. An act to declare certain water courses in the counties of Perry and Spencer public highways, and for other purposes.

No. 462. An act for the relief of William Starnes, and children.

No. 464. An act to legalize the acts of George R. Proctor, as agent of Martin county.

No. 467. An act in relation to the prosecuting attorney of Hendricks county.

No. 469. An act to vacate certain State roads therein named.

No. 472. An act to compel speculators to pay a tax equal to that paid by actual settlers in the county of Lagrange.

No. 474. An act to incorporate the "Marion County Horse Company," for the detection and apprehension of horse thieves and others charged with crime.

No. 476. An act authorizing the Vermillion Circuit Court to hear the application of Susan Coleman for a divorce and change of name.

No. 477. An act to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly relative to laying out, opening, changing, and vacating public highways, and to the erection of bridges, and to amend the same," approved January 16, 1849, so far as it relates to the county of Rush.

No. 478. An act to amend an act entitled "an act to abolish the office of county Auditor in the county of Johnson," approved January 14, 1846.

No. 481. An act to provide for the more effectually preventing the sale of intoxicating drinks in the town of Lewisville.

No. 482. An act to amend an act entitled, "an act regulating the granting of license to retail spirituous liquors in the counties of Gibson and Dubois," approved February 16th, 1848, so far as relates to Gibson county, and to extend the same to Pike county.

No. 484. An act to extend an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849, to Wayne county.

No. 486. An act relating to the extra pay of Clerk and Auditor of the county of Parke.

No. 487. An act to amend the act entitled "an act to increase the benefits of common schools," passed January 17, 1849.

No. 488. An act to regulate the ex-officio fees of the Clerk and Sheriff of Warrick county.

No. 489. An act to change the name of Andrew Jackson Keeth to that of Andrew Jackson Wiggers, and for other purposes.

In all which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 457. A bill to incorporate the Otter Creek and Raccoon Plank Road Company,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

Referred to the committee on corporations.

And bill in said message entitled,

No. 459. A bill to vacate the Village of Mount Pleasant in St. Joseph county,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 460. A bill to alter and change a State road therein named,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 461. A bill to declare certain water courses in the counties of Perry and Spencer, public highways, and for other purposes,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended. the bill read a third time and passed.

And bill in said message, entitled,

No. 462. A bill for the relief of William Starner and children,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,
Referred to the committee on the judiciary.

And bill in said message entitled,

No. 464. A bill to legalize the acts of George R. Proctor, as agent of Martin county,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message entitled,

No. 467. A bill in relation to the prosecuting attorney of Hendricks county,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

The bill was referred to a select committee consisting of Messrs. Harvey, Hamrick, and Rousseau.

And bill in said message entitled,

No. 469. A bill to vacate certain State roads therein named,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 472. A bill to compel speculators to pay a tax equal to that paid by actual settlers in the county of Lagrange,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

Referred to a select committee consisting of,

Messrs. Dawson, Eddy, and Randall.

And bill in said message entitled,

No. 474. A bill to incorporate the Marion county Horse Company, for the detection and apprehension of horse-thieves, and others charged with crime,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 476. A bill authorizing the Vermillion Circuit Court to hear

the application of Susan Coleman for a divorce and change of name,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 477. A bill to amend an act entitled, "an act to revise and consolidate the several acts of the General Assembly, relative to laying out, opening, changing, and vacating public highways, and, to the erection and repair of bridges, and to amend the same," approved January 16, 1849, so far as it relates to the county of Rush,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

Laid on the table.

And bill in said message entitled,

No. 478. A bill to amend an act entitled, "an act to abolish the office of county auditor in the county of Johnson," approved January 14, 1846,

Which was read a first time, and

On motion,

The rules were suspended, the bill was read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled

No. 481. A bill to provide for the more effectually preventing the sale of intoxicating drinks in the town of Lewisville,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message entitled,

No. 482. A bill to amend an act entitled, "an act regulating the granting of license to retail spiriuous liquor in the counties of Gibson and Dubois," approved February 16, 1848, so far as relates to Gibson county, and to extend the same to Pike county,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 484. A bill to extend an act entitled, "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849, to Wayne county,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 486. A bill relating to the extra pay of clerk and auditor of the county of Parke,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message, entitled,

No. 487. A bill to amend the act entitled an act to increase the benefits of common schools, passed January 17, 1849,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on education.

And bill in said message, entitled,

No. 488. A bill to regulate the ex-officio fees of the clerk and sheriff of Warrick county,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time and

On further motion,

Was referred to a select committee consisting of

Messrs. Graham, James, and McCarty.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 450. An act to legalize the Lafayette and Muncietown State road in the counties of Clinton and Tipton ;

No. 60. An act to authorize the voters of Daviess county to vote in Washington township in said county ;

No. 265. An act to provide for electing supervisors by districts in the counties of Boone, Delaware, Huntington, Whitley, Parke, and Posey counties ;

No. 122. An act for the relief of William Nothern ;

No. 304. An act to provide for carrying the unpaid taxes of

1847, and the delinquent taxes of previous years on the tax list of 1850, in the county of Adams.

No. 288. An act for the relief of Nehemiah Cheeseman of Wayne county.

No. 213. An act to legalize the acts of commissioners appointed to locate a road in the counties of Fountain and Tippecanoe.

No. 282. A joint resolution providing for the purchase of land for the Deaf and Dumb Asylum.

No. 234. An act (of the Senate) relative to the Union Plank road company in Laporte county.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have appointed Messrs. Cole and Humphreys, a committee of free conference on the part of the House, to take into consideration, with a similar committee on the part of the Senate, the disagreement of the two Houses of the General Assembly, on the first engrossed amendment of the House, to engrossed bill of the Senate.

No. 4. An act to provide for the calling a Convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate, without amendment :

No. 364. An act to authorize the voters of Washington township in the county of Blackford to vote at Hartford in said county.

No. 367. An act to authorize the commissioners of Pulaski county, to borrow money.

No. 372. An act to change the time of holding the February term of the Probate court in the county of Crawford.

The following message was received from the Governor, by Mr. Tarkington, the Executive messenger.

MR. PRESIDENT :

I am directed by the Governor to inform the Senate that he has approved and signed the following bills, to-wit;

No. 28. An act to regulate and change the mode of selecting petit jurors in Laporte county.

No. 25. An act to extend the time holding the Circuit Court in and for the county of Henry.

No. 5. An act defining the duties of Auditor and Treasurer of the counties of Delaware and Randolph.

No. 29. An act to amend "an act to incorporate the Central Plank Road Company," approved, January 16th 1849.

No. 18. An act to incorporate the Union Turnpike Company.

No. 76. A joint resolution on the subject of the Michigan City Harbor.

No. 225. An act to incorporate the town of Belleville, Hendricks county.

No. 86. An act to vacate streets and alleys therein named.

No. 97. An act relative to the National Monument, at Washington.

No. 150. An act to incorporate the trustees of the Hartsville Academy.

No. 161. An act for the relief of purchasers of school lands, and those persons indebted to the common school funds belonging to the State of Indiana.

No. 328. A joint resolution declaratory of the rights of John Stockton, an insane person.

No. 167. An act to incorporate the Fort Wayne and Piqua Plank road company.

No. 188. An act supplemental to an act entitled, "An act to incorporate the town of Mount Vernon, approved, January 27, 1847.

No. 169. An act to authorize the Trustees of the First Regular Baptist Church of Crawfordsville, Montgomery county, Indiana, to sell land.

No. 300. An act for the relief of James Bertenshaw.

No. 313. An act to incorporate the Pittsburgh Library Institute.

No. 314. An act for the relief of Samuel Scott, Sen., of Posey county ;

No. 326. An act to incorporate the "*Chaffraus Bikenchalim uk-furans mesini*" of Fort Wayne ;

No. 327. An act fixing the time of holding the several circuit courts in the 11th judicial circuit ;

No. 331. An act to vacate parts of certain streets and alleys in the town of South Bend, St. Joseph county, Indiana.

No. 335. An act for the relief of Israel Bayless ;

No. 42. An act to incorporate the Indiana Insurance Company.

No. 144. An act to change the name of the town of Springfield in Hendricks county.

No. 102. An act to amend an act entitled, "An act to revise and consolidate the several acts of the General Assembly relative to laying out opening, repairing, changing, and vacating public highways, and to the erection and repair of bridges and to amend the same," so far as relates to the county of Wabash.

No. 152. An act to incorporate the town of Hartsville, Bartholomew county ;

No. 177. An act to amend the charter of the Crawfordsville Female Institute ;

No. 224. An act to locate a state road the county of Washington ;

No. 235. An act to incorporate the Presbyterian Female College in the county of Washington.

No. 3. An act to modify the Agency of State, and reduce the expenses thereof.

No. 110. An act to consolidate the Richmond Turnpike Company, and the Wayne County Turnpike Company, and for other purposes connected therewith.

All of which originated in the Senate.

On motion by Mr. Rousseau,
The Senate adjourned.

TUESDAY MORNING, JANUARY 15th, 1849.

The Senate met.

On motion by Mr Garver,
The reading of the journal was dispensed with.

PETITIONS PRESENTED.

By Mr. Miller,

The petition of citizens of Knox county in relation to attaching part of Pike county to said Knox county ;

Which was referred to a select committee consisting of Messrs. Miller, Ellis, and Graham.

REPORTS FROM STANDING COMMITTEES:

By Mr. Garver—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the Senate No. 406, have had it under consideration, and directed me to report the same back and recommend its passage.

Which report was concurred in, and said bill ordered to be engrossed for a third reading.

Also by Mr. Garver—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the Senate No. 360, entitled, "An act to authorize the sale of the northern division of the Central Canal," have had the same under consideration, and directed me to report it back to the Senate, and recommend its passage.

Which report was concurred in ; when,

Mr. Conduit offered the following amendment :

"Provided, That the portion of the canal and appurtenances, situated in the county of Morgan, shall be appraised, offered, and made sale of as a separate and distinct division of the said property."

Which amendment was adopted, and the bill ordered to be engrossed for a third reading.

By Mr. Winstandley—

MR. PRESIDENT :

The committee on finance to which was referred bill No. 352, of the Senate entitled, "An act to provide for the sale of a portion of square No. 25, in the town of Indianapolis, for the purpose of erecting thereon, buildings for the use of the Indiana Central Medical College," have had said bill under consideration, and directed me to recommend the following amendment to said bill, and report the bill and amendment back to the Senate for its consideration and action.

Amendment referred to—

Amend by adding in the proper place the following section :

Sec. —. That it shall be the duty of the persons named in the first section of this act, authorized to sell said lot, to select three disinterested and competent persons, who shall appraise the same under oath, and when so appraised shall not be sold for less than said appraised value.

Which was adopted.

Mr. English proposed the following amendment:

Insert in the proper place—

"Which sale shall not embrace more than one acre of said lot."

Which was adopted.

Mr. Morrison proposed the following amendment :

"Amend so as to provide that the provisions of this act shall not affect in any manner any title or interest that may now be vested in the State University.

Mr. Ellis proposed the following amendment to the amendment :

Add the following section :

Sec. —. That the proceeds of said sale shall be placed to the credit of the State University Fund, and constitute a part of the same."

Mr. Miller moved to indefinitely postpone said bill, and

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Cassatt, Day, Dawson, Graham, Houghton, Hubbard, Huffstetter, Kinnard, Lyon, Malott, Miller, Morgan, and Porter—16.

Those who voted in the negative are,

Messrs. Buckles, Conduit, Cornett, Ellis, English, Evans, Garver, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, James, McCarty, Millikin, Montgomery, Morrison, Odell, Randall, Read of Clark, Reid of Union, Sleeth, Walker, Walpole, Winstandley, and Woods—27.

So the bill was not indefinitely postponed.

Mr. Harvey moved to lay the amendment and the amendment pending thereto, upon the table.

Mr. Morrison called for a division of the question.

The President decided the same to be susceptible of division ; and,

The question being on laying the amendment to the amendment upon the table,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Buckles, Conduit, Cornett, Day, Eddy, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Hubbard, Kinnard, Lyon, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Randall, Read of C., Read of U., Sleeth, Walker, Walpole, Winstandley, and Woods—33.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Dawson, Ellis, Garver, Houghton, Huffstetter, James, and Malott—10.

So the amendment to the amendment was laid upon the table.

The question then being on laying the amendment as proposed by Mr. Morrison upon the table,

And the ayes and noes being demanded by two Senators they were ordered :

Those who voted in the affirmative are,

Messrs. English, Evans, Hamrick, Hardin, Harvey, Herod, Holloway, Kinnard, Walpole, and Winstandley—10.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Buckles, Cassatt, Conduit, Cornett, Day, Dawson, Eddy, Ellis, Garver, Graham, Hendricks, Houghton, Hubbard, James, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Randall, Read of C., Reid of U., Sleeth, Walker, and Woods—33.

So the amendment was not laid upon the table.

The question then being on the adoption of the amendment as proposed by Mr. Morrison; when,

Mr. Buckles proposed the following amendment to the amendment :

Insert in the proper place, "in the fund arising from the sale or disposition of said lot."

Which was adopted.

The question then being on the adoption of the amendment as amended, and

It was decided in the negative.

So the amendment as amended was not adopted.

Mr. Berry proposed the following amendment :

Add the following proviso to the first section—

Provided, That the commissioners appointed to sell said property shall, after such appraisal, give three months notice of such amount, and if no greater amount shall be offered and secured the payment of within that time, it shall then be lawful to sell at said appraisement; but if a greater amount shall be bid for said lot, it shall be sold to the highest credible bidder, and to no other.

Mr. Winstandley called for the previous question ;

And the question being, will the Senate second the previous question ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Brugh, Buckles, Conduit, Day, Eddy, English, Evans, Garver, Harvey, Hendricks, Herod, Holloway, Lyon, McCarty, Montgomery, Randall, Read of C., Walker, Walpole, and Winstandley—20.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cassatt, Cornett, Dawson, Ellis, Graham, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, Miller, Millikin, Morgan, Morrison, Porter, Reid of U., Sleeth, and Woods—22.

So the previous question was not seconded.

Mr. Walpole moved to lay the amendment as proposed by Mr. Berry upon the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Buckles, Conduit, Day, Eddy, Ellis, English, Evans, Garver, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, James, Lyon, McCarty, Montgomery, Morrison, Randall, Read of C., Reid of U., Walker, Walpole, and Winstandley—26.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cassatt, Cornett, Dawson, Houghton, Hubbard, Huffstetter, Kinnard, Malott, Miller, Millikin, Morgan, Porter, Teegarden, and Woods—17.

So the said amendment was laid upon the table.

Mr. Harvey moved the previous question, and there was a second ; and,

The question being, shall the main question be now put ?

It was decided in the affirmative.

So the Senate decided that the main question be now put.

And the main question being, shall the bill be engrossed for a third reading ?

And the ayes and noes being demand by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Buckles, Cornett, Eddy, Ellis, English, Evans, Garver,

Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Lyon, McCarty, Millikin, Montgomery, Morrison, Randall, Read of C., Reid of U., Sleeth, Teegarden, Walker, Walpole, Winstandley, and Woods.—27.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cassatt, Conduit, Day, Dawson, Graham, Houghton, Huffstetter, James, Kinnard, Malott, Miller, Morgan, and Porter—16.

So the bill was ordered to be engrossed for a third reading.

The following report was made from a committee of free conference, by Messrs. Hardin and Ellis :

MR. PRESIDENT :

The committee of free conference, appointed on the part of the Senate to confer with a similar committee on the part of the House, to take into consideration the disagreement of the Senate to 1st amendment of the House to bill of the Senate No. 4, entitled, "an act to provide for the calling of a convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State," have had the same under consideration, and report that they have been unable to reconcile the disagreement, they, therefore ask to be discharged from the further consideration thereof.

Mr. Walpole moved that the Senate adhere to their disagreement to the engrossed amendment of the House to said engrossed bill of the Senate ; when,

Mr. Dawson moved that the Senate recede from their disagreement to the engrossed amendment of the House to said engrossed bill of the Senate ; when,

The President decided that the motion to recede as moved by Mr. Dawson had precedence of the motion to adhere as moved by Mr. Walpole.

Whereupon,

Mr. Walpole, seconded by Mr. Ellis, appealed from the decision of the President, and sent up his appeal in writing in the following words :

Mr. Hardin, from the committee on free conference, upon the disagreement of the two houses on the bill entitled "a bill providing the convening of a convention to revise, amend, or alter the constitution of this State," and it being reported by the committee on the part of the Senate, that the committee of free conference could not agree, whereupon the said committee were discharged; whereupon, Mr. Walpole moved that the Senate adhere to its disagreement, and immediately after said motion was made and pend-

ing, the Senator from De Kalb moved that the Senate recede, the President decided the Senator's from De Kalb motion had precedence over the motion to adhere, and ruled Mr. Walpole's motion out of order ; from the decision of the President, deciding that the motion to recede had preference of the motion to adhere, although the motion to adhere was first made, the Senator from Hancock appeals.

The question then being, shall the decision of the Chair stand as the judgment of the Senate?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Cornett, Day, Dawson, English, Garver, Graham, Hamrick, Huffstetter, James, Kinard, Lyon, Millikin, Morrison, Randall, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods—25.

Those who voted in the negative are,

Messrs. Ellis, Evans, Hardin, Harvey, Hendricks, Herod, Montgomery, Morgan, Porter, Teegarden, and Walpole—11.

So the decision of the Chair was affirmed.

The question then being, will the Senate recede?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Cassatt, Conduit, Cornett, Dawson, Hamrick, Houghton, Huffstetter, Kinard, Morrison, Read of C., Reid of U., Teegarden, Winstandley, and Woods—17.

Those who voted in the negative are,

Messrs. Brugh, Buckles, Day, Eddy, Ellis, English, Evans, Garver, Graham, Hardin, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Odell, Porter, Randall, Sleeth, Walker, and Walpole—29.

So the Senate refused to recede ; when,

On motion by Mr. Miller,

Messrs. Ellis and Porter were appointed a committee of free conference on part of the Senate, to confer with a like committee on part of the House.

By Mr. Hendricks—

MR. PRESIDENT :

The committee on finance, to whom was referred bill of the Senate No. 344, entitled "a bill for the relief of Elihu Morris," have had the same under consideration, and have directed me to report the same back for the action of the Senate.

Which report was concurred in,
And the bill was ordered to be engrossed for a third reading.
By Mr. Morrison—

MR. PRESIDENT :

The committee on finance, to whom was referred a joint resolution of the Senate No. 329, entitled "a joint resolution in relation to sinking the public debt and State interests, as connected with such object," have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and the joint resolution ordered to be engrossed for a third reading.
By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 366, have had the same under consideration, and have directed me to report the same back to the Senate with the expression of the opinion on part of said committee, that legislation on the subject is inexpedient; your committee therefore recommend the indefinite postponement of the bill, and ask to be discharged from the further consideration thereof.

Which report was concurred in, and the bill indefinitely postponed.
By Mr. Herod—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 384, entitled "a bill relative to the acknowledgment and recording of deeds heretofore made and recorded," have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in,
And the bill was ordered to be engrossed for a third reading.
By Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred House bill No. 462, entitled "an act for the relief of William Starner and children," have had the same under consideration, and directed me to report it back to the Senate without amendment and recommend its passage.

Which report was concurred in, and

On motion by Mr. Eddy,

The rules were suspended, the bill read a third time and passed.
Also, by Mr. Harvey—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House No. 259, entitled "an act to amend section 11, chapter 56, of the Revised Statutes of 1843," have had the same under consideration, and directed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Herod—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House No. 236, entitled "an act to amend section 22, chapter 47, of the Revised Statutes," have considered said bill, and came to the conclusion that it ought not pass, and have directed me to report it back to the Senate with a recommendation that said bill be indefinitely postponed.

Which report was concurred in, and the bill indefinitely postponed.

Also, by Mr. Herod—

MR. PRESIDENT :

The judiciary committee, to which was referred bill of the House, No. 123, entitled "an act amending sections 48, 49, and 50, of 1843," have had the subject under consideration, and directed me to report it back to the Senate and recommend that said bill be indefinitely postponed.

Which report was concurred in, and the bill indefinitely postponed.

By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 334, "to repeal an act therein named, so far as relates to the county of Huntington," have had the same under consideration, and have directed me to report the bill back to the Senate and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Day,

The rules were suspended the bill considered as engrossed, read a third time and passed.

By Mr. Harvey—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the Senate No. 332, entitled "an act to amend section 53, of chapter 45, article 2, part III, of the Revised Statutes of 1843," have had the same under consideration, and directed me to report said bill back to the Senate without amendment, and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Harvey,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House No. 235, "to amend section 25, chapter 53, article I, of the Revised Statutes of 1843, have had the same under consideration, and directed me to report the same back to the Senate, with the expression of the opinion on the part of your committee, that legislation on the subject is inexpedient; the indefinite postponement of the bill is therefore respectfully recommended.

Which report was concurred in, and the bill indefinitely postponed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the House

No. 324, have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

On motion by Mr. Ellis,

The Senate adjourned.

Two o'clock, P. M.

The Senate met,

And proceeded to the consideration of the

ORDERS OF THE DAY.

Bills on their Third Reading.

No. 43. A bill (of the House) for the election of township assessors in the county of Steuben ;

Which was read a third time and passed.

No. 205. A bill (of the House) to amend an act entitled "an act to incorporate the Terre Haute and Richmond Railroad Company," approved January 26, 1847 ;

Which was read a third time, and

Mr. Holloway moved to recommit the bill to a select committee with the following instructions :

Instruct the committee to report the following provisions :

That the whole question of location and construction of the east end of the road shall be submitted to the determination of the entire Board of Directors, and the Board shall, so soon as \$50,000 is subscribed to locate the same road east and proceed to the construction of the east end of said road as fast as the subscriptions of stock will permit, and the stock subscribed east is set apart as a special fund to be appropriated to the east end, and assessments shall be made in same amounts and times as is made on the other stockholders, and books shall be opened every six months at Richmond, Centerville, Cambridge City, Dublin, Lewisville, Knightstown, and Greenfield, and shall continue open for 30 days at each time, and if the President and Directors fail to execute the trust, any stockholder may in his own name, by either an action at law or in equity, enforce the trust.

When Mr. Holloway moved a call of the Senate.

And the call having been proceeded with,

On motion by Mr. Garver,
The further call was suspended.

When Mr. Hamrick moved to lay the bill and instructions on the table.

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Buckles, Conduitt, Garver, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, Kinnard, Lyon, Malott, McCarty, Miller, Morrison, Porter, Read of C., Rousseau, Walpole, and Winstandley—24.

Those who voted in the negative are,

Messrs. Brugh, Cassatt, Cornett, Day, Dawson, Eddy, Ellis, English, Evans, Graham, Hardin, Holloway, James, Millikin, Montgomery, Morgan, Reid of U., Sleeth, Walker and Woods—20.

So the bill and instruction were laid upon the table.

When Mr. Walpole moved to reconsider said vote.

The question being "will the Senate reconsider?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Cassatt, Cornett, Day, Dawson, Eddy, Ellis, Evans, Graham, Hardin, Holloway, James, Malott, Millikin, Montgomery, Morgan, Odell, Read of C., Reid of U., Walpole, and Woods.—23.

Those who voted in the negative are,

Messrs. Berry, Buckles, Conduit, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, Kinnard, Lyon, McCarty, Morrison, Porter, Rousseau, and Sleeth.—17.

So the said vote was reconsidered.

The question then being on laying the bill and instructions on the table ;

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Buckles, Conduit, Hamrick, Harvey, Hendricks, Herod,

Houghton, Hubbard, Kinnard, Lyon, McCarty, Rousseau, and Sleeth.—13.

Those who voted in the negative are,

Messrs. Adams, Allen, Brugh, Cassatt, Cornett, Day, Dawson, Eddy, Ellis, Evans, Graham, Hardin, Holloway, James, Malott, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Walpole, and Woods.—24.

So the bill and instructions were not laid on the table.

Whereupon Mr. Hamrick proposed the following amendment to the instructions :

Strike out the instructions and insert the following in lieu thereof: "The location and construction of the road east of Indianapolis shall be under the control of the Directors of the road, chosen as provided for in the charter of the company; and to insure the speedy completion of the road from Indianapolis to Richmond, it shall be the duty of said Board to cause books to be opened for subscription of stock, for 30 days during each quarter of the year 1850, at Indianapolis, Greenfield, and Richmond, and so soon as \$50,000 are subscribed, and ten per centum thereon paid over to said company, they shall immediately proceed to locate said line from Indianapolis to Richmond, and as soon as a further sum is subscribed sufficient to construct the grading and bridging of the 10 miles of said road immediately east of the present termination of the road at Indianapolis, it shall be the duty of said company to cause the same to be constructed as rapidly as the payments on said subscriptions will enable them so to do; and so on in like manner for each successive 10 miles, so as to construct the road continuously from Indianapolis to Richmond as fast as subscriptions east of Indianapolis can be realized, in sections of 10 or more miles; and for the purpose of enabling stock to be taken, the said Directors shall open books at any point east of Indianapolis whenever subscriptions are proposed at that point for \$5,000 or more. All amendments to the charter coming within the purview of this section are hereby repealed.

Whereupon Mr. Walpole moved to lay the amendment to the instructions on the table;

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the Affirmative are,

Messrs. Brugh, Cassatt, Cornett, Dawson, Eddy, Ellis, Garver, Graham, Hardin, Holloway, James, Malott, Montgomery, Morgan, Odell, Read of Clark, Reid of Union, Walker, Walpole, and Woods.—20.

Those who voted in the Negative are,

Messrs. Adams, Buckles, Conduit, Evans, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Kinnard, Lyon, McCarty, Morrison, Porter, Rousseau, Sleeth, and Winstandley—18.

So the amendment to the instructions was laid on the table.

The question then being on recommitting the bill to a select committee with instructions,

It was decided in the affirmative.

So the bill was recommitted to a select committee consisting of Messrs. Holloway, Walpole, and Hamrick, with instructions.

No. 225. A bill (of the House,) defining the duties of the Treasurer of Dearborn county and other counties therein named, and other officers in relation the common school fund in said counties;

Was read a third time and passed.

No. 228. A bill (of the House,) relative to the sale of school lands in certain counties therein named; and to amend article 13, chapter 13, of the Revised Statutes of 1843;

Was read a third time and passed.

No. 255. A bill (of the House) defining the jurisdiction of justices of the peace in Marion and Boone counties, and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in the counties therein named," approved January 16, 1849;

Was read a third time and passed.

No. 377. A bill (of the House) to amend the 38th section of article 2, of chapter 15, of the Revised Statutes of 1843;

Was read a third time and

On motion,

Laid on the table.

No. 421. A bill (of the House) to locate a State road from Warsaw to Plymouth;

Was read a third time and passed.

No. 448. A bill (of the House) to incorporate the Drewersburgh Turnpike company;

Was read a third time and passed.

No. 464. A bill (of the House) to legalize the acts of George R. Proctor as agent of Martin county;

Was read a third time and passed.

No. 481. A bill (of the House) to provide for the more effectually preventing the sale of intoxicating drinks in the town of Lewisville;

Was read a third time and passed.

No. 486. A bill (of the House) relating to the extra pay of Clerk and Auditor of the county of Parke;

Was read a third time and passed.

No. 399. A bill to dispense with the necessity of reviving judgments by *scire facias* or otherwise in the several courts of record in the county of Marion and for other purposes;

Was read a third time, and

On motion,

Referred to the judiciary committee.

Mr. Lyon, from the committee on federal relations made a report from a majority of said committee ; which,

On motion,

Was laid on the table.

Mr. Reid of Union from a minority of said committee made a report ; which,

On motion,

Was laid on the table.

By Mr. Garver—

MR. PRESIDENT :

The select committee to which was referred bill of the House, No. 416, have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and

On motion by Mr. Garver,

The rules were suspended, the bill read a third time, and passed.

By Mr. Hubbard—

MR. PRESIDENT :

The select committee, to which was referred bill of the Senate, No. 370, have had the same under consideration, and I am directed by a majority of said committee to report said bill back, without amendment, and recommend its passage.

Mr. Berry, from a minority of said committee, made the following report :

MR. PRESIDENT :

The undersigned, one of the select committee to whom was referred Senate bill No. 370, entitled "A bill to amend the White Water Valley Canal Charter," have had that subject under consideration, and as its enactment will result in great injury to the State's interest in the White Water Canal, he therefore recommends that it be indefinitely postponed.

And Mr. Berry moved to indefinitely postpone said bill ;

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Dawson, Huffstetter, Kinnard, Malott, Miller, Morgan, and Morrison—8.

Those who voted in the negative are,

Messrs. Adams, Allen, Buckles, Cassatt, Conduit, Cornett, Ellis, Evans, Garver, Graham, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Lyon, McCarty, Millikin, Montgomery, Odell, Porter, Randall, Read of Clark, Reid of U., Rousseau, Sleeth, Walker, Walpole, Winstandley, and Woods—32.

So the bill was not indefinitely postponed.

Whereupon,

Mr. Berry proposed the following amendment :

Add—

Sec. —. Nothing in this act shall be so construed as to increase the liability of the State, at the time of redemption, to any greater amount than it was by the original act of incorporation.

Which,

On motion,

Was laid upon the table.

On motion,

The rules were suspended, the bill considered as engrossed, read a third time, and,

The question being,

“ Shall the bill pass ? ”

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Brugh, Buckles, Cassatt, Conduit, Cornett, Eddy, Ellis, Evans, Garver, Graham, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Millikin, Odell, Randall, Reid of U., Rousseau, Sleeth, Walker, Walpole, Winstandley, and Woods—27.

Those who voted in the Negative are,

Messrs. Adams, Allen, Berry, Dawson, English, Hamrick, Hardin, Huffstetter, James, Kinnard, Malott, Miller, Montgomery, Morgan,, Morrison, Porter, and Read of Clark—17.

So the bill passed.

By Mr. Eddy—

MR. PRESIDENT :

The select committee, to whom was referred House bill, No. 451, entitled "An act regulating the license of traveling merchants and pedlars in the several counties therein named," have had the same under consideration, and have directed me to report it back to the Senate, with sundry amendments, and, upon the adoption thereof, to recommend its passage.

Amendments referred to—

1st amendment :

Amend by adding after the words "St. Joseph," in the fifth line of section 1, the words "Elkhart, Lagrange, and Allen."

2d amendment :

Amend by adding after the word "of," in the ninth line of section 1, the words "not less than five nor more than —;" and add after the words "twenty dollars," in the same line, the words "except the county of Elkhart, the license of which shall be twenty dollars."

3d amendment.

Amend by striking out section 3, and inserting in lieu thereof the following :

"This act shall not extend to venders of agricultural instruments or implements of husbandry, or to venders of pottery or earthenware ; nor to persons vending tinware manufactured in this State, or to any articles exclusively manufactured by such vendor, which shall have been manufactured in this State."

4th amendment.

Amend section 7 by adding to said section the following :

"In all trials for violating the provisions of this act, if it shall appear in evidence that the defendant failed to produce and show his license upon being requested to do so by any of any of the officers mentioned in the fifth section of this act, such failure to produce and show such license, shall be evidence that such defendant had no license at the time of the vending complained of, and no subsequent exhibition of his license, after the issuing of the process in any prosecution under this act, or proof of a license upon the trial of the cause, shall be of any avail nor constitute any defence to said defendant on the trial of any such case."

Which report was concurred in,

The amendments adopted, and ordered to be engrossed,

And the bill ordered to a third reading.

By Mr. Miller—

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill, No. 389, "A bill for a Plank Road from New Castle, in the county of Henry, to Dublin, in the county of Wayne, have had the same

under consideration, and have directed me to report the same back with two amendments, and, upon their adoption, recommend its passage.

Amendments referred to—

Amend Sec. 9, in second line, by inserting after the word "road," the words "or they may, in their discretion, construct said road, or any part of it, of gravel or stone."

Add to Sec. 10 the following :

"*Provided*, That said Company shall not be allowed to receive a greater rate of toll on said road than is now allowed by the charter of the Henry County Turnpike Company."

Which report was concurred in,

The amendments adopted, and,

On motion by Mr. Evans,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Hubbard—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate, No. 355, have had the same under consideration, and directed me to report said bill back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Hubbard,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Allen—

MR. PRESIDENT :

The select committee, to whom was referred bill of the Senate, No. 269, have had the same under consideration, and I am directed by a majority of said committee to report the said bill back to the Senate for its action.

On motion,

The bill was laid on the table.

By Mr. Morrison—

MR. PRESIDENT :

The committee on education, to whom was referred bill of the Senate, No. 339, entitled an act to amend an act, entitled an act to increase and extend the benefits of common schools, approved Jan. 17, 1849, have had the subject under consideration and directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in ; and,

On motion by Mr. Hardin,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Miller,

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill, No. 291, to incorporate the Fort Wayne, Auburn, and Steuben plank road company, have had the same under consideration and have directed me to report the same back without amendment, and recommend its passage.

Which report was concurred in ; and,

On motion by Mr. Dawson,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Millikin,

MR. PRESIDENT :

The committee to whom was referred bill of the Senate, No. 385, to incorporate the town of Greenfield, in Hancock county, have had the same under consideration and directed me to report it back to the Senate, and recommend its passage.

On motion by Mr. Walpole,

The bill was laid on the table.

By Mr. Graham.

MR. PRESIDENT :

The select committee to which was referred House bill, No. 488, to regulate the ex-officio fees of the clerk and sheriff of Warrick county, have had the same under consideration, and have directed me to report the same back for the action of the Senate.

On motion,

The bill was laid on the table.

By Mr. Porter.

MR. PRESIDENT :

The committee on corporations to whom was referred Senate bill, No. 196, entitled a bill to amend an act to reduce the law incorporating the city of Madison, and the several acts amendatory thereto, into one act, and to amend the same, approved Feb. 14, 1848 ; and also the act amendatory thereto, have had the same under con-

sideration, and have made two amendments thereto, and have directed me to report the same back, and when so amended, recommend its passage.

Amendments referred to—

1. Strike out the 8th section.
2. Add the following section :

The Legislature reserves the right to alter, amend, or repeal all or any of the provisions of this act.

Which report was concurred in, the amendments adopted; and

On motion by Mr. Hendricks,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Cornett,

MR. PRESIDENT :

The committee on corporations, to which was referred bill, (Senate,) No. 255, entitled a bill to amend an act to incorporate the American Cannel Coal Company, have had the same under consideration and directed me to report it back to the Senate, with the following amendment and recommend its passage, viz : at the end of section 1 :

Amendment referred to—

Add the following proviso :

“*Provided*, Said increase of capital stock is necessary to the *bona fide* business transactions of said company.”

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Graham,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Dawson,

MR. PRESIDENT :

The select committee to whom was referred bill of the House, No. 99, entitled an act fixing the salaries of the auditor and treasurer of Allen county, have had the same under consideration and have made sundry amendments thereto, which if adopted, they recommend its passage.

Amendments referred to—

1. Strike out of the *first* section, the word “six,” and insert the word “eight.”

2. Strike out of the third section, the word "five," and insert the word "seven."

3. After the word "hundred," in the fifth line of the third section, insert the word "dollars."

4. Add the following section :

SEC. —. The overplus of the fund arising from the fees and perquisites received by said auditor and treasurer, if any exist after the payment of the salaries in the first and third sections of this act specified, shall be and the same is hereby constituted, a part of the county revenue of said county of Allen, subject to the same laws and regulations that now govern the collecting and disbursement of the revenue of said county, and said auditor and treasurer shall pay said overplus into the county treasury, for the use of said county, as aforesaid.

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Dawson,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Porter,

MR. PRESIDENT :

The committee on corporations, to whom was referred a resolution of the Senate requesting them to inquire into the right and propriety of the repeal of all charters made by the General Assembly providing for insurance, and the lending of money, underwriting, &c. &c., which have stood for five years or upwards, without having been organized, and also of the repeal of all charters purporting to be for insurance and other purposes, which have not issued a single policy of insurance for the last five years, and report their decision to the Senate at the earliest period possible, have had the same under consideration, and have directed me to report to the Senate, that owing to the late day of the session they have not time and opportunity to make such an investigation of the matters referred to them as would be satisfactory, or of any practical utility. They therefore pray to be discharged from the further consideration of the subject.

Which report was concurred in, and the committee discharged.

By Mr. Berry—

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill No. 356, entitled "A bill to incorporate the Brookville Literary and Scientific Lyceum," have had that subject under consideration, and directed me to report it back, with one amendment, which, when concurred in, they recommend its passage.

Amendment referred to—

Add to Sec. 1: "And to enjoy all the rights and privileges conferred upon incorporated companies by article two, chapter thirty-two, of Revised Statutes of 1843 ;"

Which report was concurred in,

The amendment adopted, and,

On motion by Mr. Berry,

The rules were suspended, the amendment considered as engrossed, and the bill read a third time, and passed.

By Mr. Morrison—

MR. PRESIDENT :

The committee on education, to whom was referred bill of the House, No. 487, entitled "An act to amend the act, entitled 'an act to increase the benefits of Common Schools,'" passed January 17, 1849, have had the subject under consideration, and having ascertained that the provisions of the bill are embraced in a bill of the Senate heretofore reported, have directed me to report the same back to the Senate, and recommend that it be laid on the table.

Which report was concurred in,

And the bill laid on the table.

By Mr. Cornett—

MR. PRESIDENT :

The committee on corporations to which was referred bill No. 253, of the House, entitled "a bill to amend an act authorizing the construction of plank roads," approved January 13, 1849, have had the same under consideration, and directed me to report it back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and

The bill ordered to a third reading.

By Mr. Dawson,

MR. PRESIDENT :

The select committee to whom was referred House bill No. 472, entitled "an act to compel speculators to pay a tax equal to that paid by actual settlers, in the county of Lagrange," have had the same under consideration, and have directed me to report the same back, with sundry amendments thereto, which, when adopted, they recommend its passage.

Amendments referred to—

Amend section two by inserting in the first line after the word "that," the following: "the provisions of."

Amend same section at the end of fifth line by inserting the words "the same."

Add to the 3d section the following proviso :

Provided, That said allowance shall not exceed the sum of twenty-five dollars per annum.

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Dawson,

The rules were suspended, the amendments considered as engrossed, the bill read a third time and passed.

RESOLUTIONS INTRODUCED.

By Mr. Morrison,

Resolved, That the committee on finance be instructed to inquire whether the bill to charter the Columbus and Nashville Rail Road Company, passed by the present General Assembly, contains a provision to authorize the Madison and Indianapolis Rail Road Company to subscribe in the aforesaid rail road stock to the amount of \$25,000, with leave to report by bill or otherwise.

Which was adopted.

By Mr. Buckles,

Resolved, That the committee on finance be instructed to inquire into the expediency of providing by law for the negotiation of a loan of funds sufficient to defray the expenses of the constitutional convention, to be held in October next, with leave to report by bill or otherwise.

Which was adopted.

BILLS INTRODUCED.

By Mr. Miller,

No. 407. A bill to incorporate the Mount Carmel and Owensville Turnpike Company ;

Which was read a first time, and,

On motion by Mr. Miller,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Miller,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Hardin,

No. 408. A bill to enable the Madison and Indianapolis Rail Road Company to take stock in the Franklin and White River Turnpike Company ;

Which was read a first time, and,

On motion by Mr. Hardin,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Ellis,

Referred to the committee on finance.

By Mr. Ellis,

No. 409. A bill to legalize a certain order of the Knox Probate Court;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time; and,

On further motion by Mr. Ellis,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Montgomery,

No. 410. A bill to vacate the town of Baltimore, in the county of Warren;

Which was read a first time, and,

On motion by Mr. Montgomery,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Montgomery,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Randall,

No. 411. A bill to incorporate the Fort Wayne and Columbia Plank Road Company;

Which was read a first time, and,

On motion by Mr. Randall,

The rules were suspended, the bill read a second time, and,

On motion,

Referred to the committee on corporations.

By Mr. Houghton,

No. 412. A bill for the relief of the estate of William Harris deceased, late of the county of Martin.

Which was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed read a third time and passed.

By Mr. Eddy,

No. 413. A bill to extend the time of collecting delinquent taxes in Elkhart county;

Which was read a first time, and,

On motion by Mr. Eddy,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Miller,

No. 414. A bill to repeal an act relating to the jurisdiction of justices of the peace in the several counties therein named, so far as relates to the county of Gibson ;

Which was read a first time, and,

On motion by Mr. Miller,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

On motion by Mr. Berry,

Leave of absence was granted to Mr. Adams from and after Friday next.

On motion by Mr. Houghton,

Leave of absence was granted to Mr. Conduit, from and after Friday next.

Mr. Dawson asked and obtained leave of absence from and after Thursday next.

On motion by Mr. Porter,

Leave of absence was granted to Mr. Buckles, from and after Friday next.

On motion by Mr. Hendricks,

Leave of absence was granted to Mr. Day, during the remainder of the session.

On motion by Mr. Rousseau,

Leave of absence was granted to Mr. Lyon.

On motion by Mr. Reid of U.,

Leave of absence was granted to Mr. Garver, during the remainder of the session.

On motion by Mr. Eddy,

Leave of absence was granted to Mr. Teegarden.

On motion by Mr. Walpole,

Leave of absence was granted to Mr. Ellis.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 62. An act to prevent the forfeiture of school lands in Warren, Franklin, and Dearborn counties.

No. 145. An act in relation to advertising forfeited lands mortgaged to the sinking fund.

No. 224. An act providing for an appeal from the several boards of county commissioners in this State, in certain cases therein named.

No. 239. An act to amend the 224th section of the 30th chapter of the Revised Statutes of 1843.

No. 251. A joint resolution on the subject of the public lands, in the State of Indiana.

No. 254. An act to locate a State road in the counties of Sullivan, Clay, Owen, and Hendricks.

No. 256. An act for the relief of widows whose husbands die intestate, without any heirs lineally descended from them.

No. 287. An act declaring an act entitled "an act to increase and extend the benefits of common schools," approved January 17, 1849, to be in force in certain counties, and for other purposes.

No. 306. An act to straighten the line between Ohio and Dearborn counties, in the State of Indiana.

No. 307. An act incorporating the Indianapolis and Springfield Plank Road Company.

No. 325. An act to provide for paying the amount due on the new stock belonging to the State in the Madison and Indianapolis Railroad, and for other purposes ;

No. 385. An act to amend the law concerning writs of scire facias ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 62. A bill to prevent the forfeiture of schools in Warren, Franklin, and Dearborn counties ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 145. A bill in relation to advertising forfeited lands mortgaged to the Sinking Fund ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Referred to the committee on finance.

And bill in said message entitled,

No. 224. A bill providing for an appeal from the several Boards of county commissioners in this State, in certain cases therein named ;

Which was read a first time and passed to a second reading,

And bill in said message entitled,

No. 239. A bill to amend the 224th section of the 30th chapter of the Revised Statutes of 1843 ;

Which was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 251. A joint resolution on the subject of the public lands in the State of Indiana ;

Which was read a first time, and,

On motion by Mr. Hardin,

The rules were suspended, the joint resolution read a second time and,

On further motion,

The rules were further suspended, the joint resolution read a third time and passed.

And bill in said message entitled,

No. 254. A bill to locate a State road in the counties of Sullivan, Clay, Owen, and Hendricks ;

Which was read a first time and passed to a second reading.

And bill in said message entitled,

No. 256. A bill for the relief of widows whose husbands die intate without heirs lineally descended from them ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

Referred to the judiciary committee.

And bill in said message entitled,

No. 287. A bill declaring an act entitled "an act to increase and extend the benefits of common schools," approved January 17, 1849, to be in force in certain counties and for other purposes ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and,

Mr. Berry proposed the following amendment :

"Strike out the county of Franklin."

Which was not adopted, when

On motion by Mr. Miller,

The bill was referred to the committee on the judiciary.

And bill in said message entitled,

No. 306. A bill to straighten the line between Ohio and Dearborn counties, in the State of Indiana ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, when,

Mr. Millikin moved to indefinitely postpone said bill.

And the question being, "Will the Senate indefinitely postpone the bill ?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Buckles, Cassatt, Conduit, Ellis, Evans, Garver, Hardin, Holloway, Millikin, Montgomery, Morgan, Morrison, Rousseau, and Sleeth.—16.

Those who voted in the negative are,

Messrs. Berry, Brugh, Dawson, Eddy, English, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Kinnard, McCarty, Miller, Odell, Read of Clark, Reid of Union, Walker, Walpole, Winstandley, and Woods.—21.

So the bill was not indefinitely postponed.

On motion by Mr. Millikin,

The bill was then referred to a select committee consisting of Messrs. Millikin, Wood, Morgan, Reid of Union, Morrison, and Walpole.

And bill in said message entitled,

No. 307. A bill incorporating the Indianapolis and Springfield Plank Road company ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Referred to a select committee consisting of Messrs. Harvey, McCarty, and Hamrick.

And bill in said message entitled,

No. 225. A bill to provide for paying the amount due on the new stock belonging to the State in the Madison and Indianapolis Railroad, and for other purposes ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Referred to the committee on finance.

And bill in said message entitled,

No. 385. A bill to amend the law concerning writs of *scire facias* ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

Referred to the judiciary committee.

Also, the following message from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have again refused to recede from their first engrossed amendment to engrossed bill of the Senate,

No. 4. An act to provide for the call of a convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State ;

And have appointed Messrs. Dodd and Burnett a second committee of free conference on the part of the House, to act with a similar committee appointed by the Senate, in relation the disagreement of the two Houses on said first engrossed amendment.

Also, the following message from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 191. An act relative to Sullivan county Library ;

No. 102. An act to appropriate part of the school funds in the county of Warren ;

No. 90. An act to amend an act entitled "an act to re-charter Hanover College ;"

No. 83. A joint resolution in relation to a mail route from Stilesville in Owen county in the State of Indiana ;

No. 51. An act to restrict the grand jury in Franklin county to a limited time in their session ;

No. 101. An act to change the time of holding the Board of Equalization in the county of Warren ;

No. 80. A joint resolution relating to the bounty lands and the months extra pay of deceased officers, musicians, and privates engaged in the war against Mexico ;

No. 67. A joint resolution relate to soldiers of the war with Great Britain ;

No. 79. A joint resolution in relation to using the lash in the United States' Navy ;

No. 49. An act exacting the jurisdiction of Notaries Public ;

No. 134. An act to authorize the citizens of Adams county to vote for or against the relocation of the county seat of said county ;

No. 190. An act for the relief of Catharine Schnell and Dorothy Debler, (wife of Louis Debler,) of Vanderburgh county ;

No. 507. An act for the relief of Hannah Martin ;

No. 198. An act to extend the time of holding county courts in Perry county ;

No. 264. An act to authorize John C. Hursh to erect a mill dam across the Little St. Joseph river in Allen county ;

No. 390. An act to incorporate the Covington Drawbridge company ;

No. 63. An act in relation to Lamasco city ;

No. 395. An to incorporate the Trustees of St. Paul's Church of St. Joseph's School Society of New Alsace in Dearborn county, Indiana ;

Also, the following enrolled acts of the Senate :

No. 367. An act authorizing the county commissioners of Pulaski county to borrow money ;

No. 40. An act to incorporate the Trustees of the Princeton Female College ;

Which I am directed to bring the Senate for the signature of the President thereof :

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 234. An act relative to the Union Plank Road company, in Laporte county ;

No. 128. An act to authorize a company to construct the Hart's Mill and Marion Turnpike ;

No. 113. An act to amend an act entitled an act to incorporate the Lafayette Plank Road company, approved January 3, 1849 ;

No. 7. An act to amend an act entitled "an act to incorporate the Milton and Waterloo Turnpike company ;" approved February 11, 1849 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled acts of the House :

No. 194. An act to authorize Joseph A. Williams and John Morgan to erect and maintain a mill dam across the Wabash river, at or near Bluffton, in Wells county ;

No. 185. An act to change the time of holding the April terms of the commissioners' court of Jefferson county ;

No. 183. An act to regulate the fees of jurors in the county of Adams and other counties therein named ;

No. 163. An act providing for the sale of the school section in Congressional township No. 26 north, of range three west, lying in the counties of White and Carroll ;

No. 168. An act to incorporate the Evansville Evangelical Lutheran St. John's Church, in Dearborn county ;

No. 184. An act to amend the charter of the city of Evansville ;

No. 174. An act to authorize the commissioners of Carroll county to employ a physician for the poor ;

No. 169. A joint resolution in relation to donating the public lands to actual settlers ;

No. 159. An act to locate a State road in the counties of Miami and Wabash ;

No. 150. An act to exempt from the payment of State and county tax, the Ohio Branch Church in Jefferson county ;

No. 200. An act to authorize Isaac Wilcox to construct a bridge or culvert over a State road in the county of Morgan therein described ;

No. 199. An act for the benefit of Lewis Chappell ;

No. 223. An act to vacate an alley in Greencastle ;

No. 452. An act relative to the county Seminary property of Vanderburgh county ;

No. 438. An act to amend the road laws in Porter county ;

No. 455. An act declaring the Calumic river a public highway ;

No. 437. An act to amend an act entitled an act to incorporate the town of Hagerstown, in Wayne county, approved 19th January, 1846 ;

No. 432. An act to prevent the unnecessary obstruction of Otter creek, in the county of Vigo ;

No. 154. An act to amend an act entitled an act authorizing the construction of Plank Roads, approved January 15, 1849 ;

No. 136. A joint resolution in relation to publishing an act therein mentioned ;

No. 135. An act regulating the pay of the probate judge of Vanderburgh county ;

No. 211. An act relative to the board of commissioners of Franklin county ;

No. 202. An act for the relief of Cain Dockery ;

No. 45. An act to amend the 43d section of the revised road law of 1849 ;

No. 362. An act for the relief of the trustees of Union Meeting House for the United Brethren in Christ, in Wayne county ;

No. 209. An act relative to the Seminary in Sullivan county ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment:

No. 137. An act for the relief of the Lawrenceburgh and Napoleon Turnpike company ;

No. 278. An act for the punishment of misdemeanors in the town of Lafayette, in Tippecanoe county ;

No. 280. An act to incorporate the Tippecanoe Monumental Association ;

No. 312. An act to locate a State road in the counties of Henry and Delaware ;

No. 382. An act to change the name of the town of Harrisburgh, in Hendricks county ;

No. 383. An act to repeal an act passed January 15th, 1844, so far as relates to Fairfield township, Tippecanoe county.

Mr. Hubbard made the following report from the committee on enrolled bills :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate Nos. 133, 132, 3, 180, 82, 160, 40, 109, 173, 103, 364, 115, 372, 367, 128, 113, 107, 7, with the engrossed, and find them correctly enrolled.

On motion by Mr. Walpole,
The Senate adjourned.

WEDNESDAY MORNING, JANUARY 16, 1850.

The Senate met.

On motion by Mr. Conduit,
The reading of the journal was dispensed with.

On motion by Mr. Conduit,
The order of business was suspended, and, on leave granted, introduced the following bill :

No. 415. A bill to amend an act entitled "an act to incorporate the Franklin Turnpike company ;"

Which was read a first time, and,

On motion by Mr. Conduit,
The rules were suspended, the bill read a second time, when,
Mr. Hardin proposed the following amendment :

Provided, however, That any subscription of stock by the Madison and Indianapolis Railroad company shall not affect, lessen, or impair the State's portion of stock in said Railroad.

Which amendment was accepted.

Mr. Conduit proposed the following amendment :

Provided, That said stock shall be so subscribed and paid in before the 1st day of February, 1853.

Whereupon,

Mr. Winstandley proposed the following amendment to the amendment :

Add as follows—

That the amount paid for said stock so subscribed shall be paid out of the dividend of individual stockholders.

Mr. Conduit moved to lay the amendment to the amendment on the table ;

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Conduit, Garver, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, McCarty, Morgan, Odell, Reid of Union, Walker, and Walpole—18.

Those who voted in the negative are,

Messrs. Berry, Cornett, Dawson, Eddy, Ellis, Graham, Holloway, Huffstetter, James, Kinnard, Malott, Miller, Montgomery, Morrison, Porter, Read of Clark, Sleeth, and Winstandley—18.

So the amendment to the amendment was not laid upon the table, the President voting in the negative.

The question then being on the adoption of the amendment to the amendment, and

It was adopted.

And the amendment as amended was adopted ; when,

On motion by Mr. Conduit,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Kinnard asked and obtained leave to introduce the following bill :

No. 416. A bill to amend an act therein named ;

Which was read a first time, and,

On motion by Mr. Kinnard,

The rules were suspended, the bill read a second time, and,

On further motion,

Referred to the committee on education.

Mr. Millikin asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 306, have come to the conclusion that they cannot agree to any report thereon, and have directed me to report it back to the Senate for its action, without any recommendation.

And the question being, shall bill of the House No. 306. An act to straighten the line between Ohio and Dearborn counties, in the State of Indiana,

Be ordered to a third reading?

And the ayes and noes being demanded by two Senators they were ordered:

Those who voted in the affirmative are,

Messrs. Brugh, English, Herod, Houghton, Hubbard, McCarty, Odell, Reid of U., Walker, Walpole, Winstandley, and Woods—12.

Those who voted in the negative are,

Messrs. Adams, Allen, Buckles, Cassatt, Conduit, Dawson, Ellis, Evans, Garver, Graham, Hamrick, Hardin, Holloway, James, Kinard, Millikin, Montgomery, Morgan, Morrison, Read of C., and Rousseau—21.

No quorum voting,

Mr. Ellis moved a call of the Senate.

And the call having been proceeded in,

On motion by Mr. Read of Clark,

The further call was suspended.

The question still being,

Shall the bill be ordered to a third reading?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Brugh, Dawson, English, Harvey, Hendricks, Herod, Houghton, Hubbard, Malott, McCarty, Odell, Reid of U., Walker, Walpole, Winstandley, and Woods—16.

Those who voted in the negative are,

Messrs. Adams, Allen, Buckles, Cassatt, Conduit, Cornett, Ellis, Evans, Garver, Graham, Hamrick, Hardin, Holloway, James, Kinard, Lyon, Millikin, Montgomery, Morgan, Morrison, Read of C., Rousseau, and Sleeth—23.

So the bill was not ordered to a third reading.

PETITIONS PRESENTED.

By Mr. Harvey—

The petition of Simon Hornaday and others, citizens of Hendricks county, upon the subject of a gravel or plank road from Danville to the Central Plank Road ;

Which,

On motion by Mr. Harvey,

Was referred to a select committee consisting of

Messrs. Harvey, McCarty, and Hamrick.

Also, by Mr. Harvey—

The petition of citizens of Hendricks and Marion counties, upon the subject of a plank or gravel road from Danville to the Central Plank Road ;

Which,

On motion by Mr. Harvey,

Was referred to a select committee consisting of

Messrs. Harvey, McCarty, and Hamrick.

REPORTS FROM STANDING COMMITTEES.

By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, pursuant to instructions by resolution of the Senate, requiring said committee to inquire and report to the Senate at the earliest practicable period : 1st. "Whether it is provided by law that collectors of the revenue shall proceed to sell real estate for delinquent taxes, without first exhausting the personal property of the delinquent." 2d. "Whether the personal property of resident tenants is liable to distress and sale, for the non-payment of taxes due on the realty of the landlord," have had the same under consideration, and directed me to report that in the opinion of your committee, the law makes it the duty of the proper officer, at certain periods, to charge upon the duplicate the amount of taxes assessed for State and county purposes, upon real and personal property, against the owner thereof ; and in case any person shall neglect or refuse to pay the taxes so charged against him, the Treasurer shall, after a certain day, (fixed by statute,) levy the same, together with five per cent. damages, and the costs and charges that may accrue by distress and sale of the goods and chattles of such person as ought to pay the same ; hence your committee have had but little difficulty in arriving at the conclusion—that it is clearly the duty of the officer charged with the collection of the State and county revenue, to use at least due diligence in the effort to realize

the said amount by distress and sale of the personality before returning the realty delinquent. With reference to the inquiry, your committee find the law to be as above substantially stated, that the owner of property is *the* person against whom the assessment should be made, and on failure upon his part to pay as required by law, *the* property so taxed becomes liable to distress and sale; your committee are therefore very clearly of the opinion that it would be giving to the statute a construction that its phraseology will not justify, to say that the personality of the resident tenant is liable to distress and sale for the non-payment of the amount due from the landlord upon the realty. Your committee having answered all the inquiries of said resolution that are deemed necessary, ask to be discharged from the further consideration thereof.

Which report was concurred in, and the committee discharged.

Mr. Reid of U. moved that the reports from the majority and minority of the committee on federal relations be taken from the table.

And the question being on taking the reports from the table,

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Cassatt, Cornett, Dawson, Ellis, English, Evans, Garver, Graham, Hamrick, Harvey, Hendricks, Holloway, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Millikin, Montgomery, Morgan, Morrison, Odell, Read, of Clark, Reid of Union, Walker, and Winstandley—30.

Those who voted in the negative are,

Messrs. Adams, Buckles, Conduit, Hardin, Houghton, Rousseau, and Sleeth—7.

So the reports were taken from the table.

The following is the report of a majority of said committee :

MR. PRESIDENT :

The committee on federal relations, to whom was referred certain joint resolutions on the subject of slavery, have given to that subject the consideration which its importance deserves, and a majority of said committee have instructed me to make the following report :

The resolutions submitted to your committee concur in one object, namely : the expression of the opinion by the General Assembly of Indiana, that the institution of slavery ought not to be extended into any territory where it does not exist, upon the ground that it is an

institution of evil tendency, and at variance with the principles of human liberty. In these sentiments your committee concur.

Some of these resolutions propose to instruct our delegation in Congress to vote for no law organizing any territory of the United States, unless such law contain a provision prohibiting forever, within the limits of such territory, slavery or involuntary servitude, except for crime.

Your committee believe that such action on the part of this legislature is unnecessary and superfluous; that it will lead to no practical results, and that it is more likely to injure than to aid the cause of human liberty. There is no territory now owned by the United States, nor for the present likely to be owned by them, where slavery in law or in fact exists.

That institution, as one of the resolutions submitted to your committee has well expressed it, is the creation of statutory law, binding in those States only where laws for its creation are in force, and it cannot by any State enactment, be carried beyond the boundary line of the enacting State. Neither in our present Indian territories, nor in any territory that may hereafter be purchased of the Aborigines, nor yet in any part of New Mexico, or of California, has slavery legal or actual existance; nor can it ever be introduced into these territories, during the term of their territorial existence, except by virtue of an express law of Congress, providing for its establishment therein.

It follows that so far as regards the territories of the United States during their existence as territories, no law can make them more free than they are, and a prohibition of slavery there would be of no more legal effect than a similar prohibition enacted by Congress in regard to the State of Indiana. By the law of the Union and of nations, slavery is already shut out. No repetition or duplication of the law can give it more binding force than it has at this moment. Any man who attempts to hold a slave in any of these territories, acts in defiance of the law now existing. The practical effect would be the law-breaker of that which the States of the South now recognize as his property.

Such an attempt may be made, for there is no law that is not liable to be violated; but the remedy exists, as in every other case of violated law. The application of that remedy should be facilitated as much as possible; and with that view, your committee think that any law organizing a territory should contain a clause providing for an appeal from the territorial courts to the supreme court of the United States, without any restriction as to the amount in controversy.

But some of the resolutions propose that the prohibition of slavery in the territories shall be declared perpetual. Such a declaration as to every legal and practical effect, is a nullity. There might have been a provision on this subject introduced into the treaty of Guadalupe Hidalgo, in the nature of a contract between this republic and Mexico, and thus becoming of binding force in the future

as in the present; and that provision might have declared that slavery should never, by any act of the Congress of the United States, be introduced into any of the territories ceded to us by Mexico. But no such provision was incorporated in that treaty; and in the absence of any such, Congress can pass no law on the subject which shall bind future Congresses, or which cannot, by subsequent statute, be repealed.

The only security which, under our laws and constitution, it is possible to obtain, that slavery shall not at any future time be introduced into a territory of the United States, must be sought in public opinion. Those who doubt the suffering of such security should avail themselves of that freedom of speech and of the press which the constitution secures to every American citizen, to act upon and enlighten and confirm, public sentiment on this subject. Such a course of proceeding will, beyond all doubt, secure the object—an object, indeed, which nothing but fanatical imprudence, and scarcely that, can ever defeat. To seek that object, by the insertion of the statute book of powerless and nugatory words, is dangerous as well as useless; for it is trusting to a rope of sand, and its tendency, so far as it goes, is to lull into false security.

But if the provision is intended to be to the effect that no State tolerating slavery shall ever be formed out of any portion of these territories, then it is obnoxious, more emphatically yet, to the objections above recited.

In the first place, so far as human foresight can predict distant results, no application from any portion of these territories to become a slave State ever will be made. No slaveholder can settle there and retain legal power over his slaves. There is not the slightest probability that any large number of slaveholders will settle there, either without their slaves, or with them, emancipated as a residence there would make them. A large proportion of the population in these territories will therefore be from the free States of the Union. They will demand admission, as California has recently done, with constitutions excluding slavery, unless the south succeeds in procuring the passage of a law legalizing slavery in some portion of the territories, either directly, as by the states of the south it is locally legalized, or indirectly, as by the extension of the Missouri compromise to the Pacific was attempted to be done. This security against the formation of any new slave state out of the territories of the United States, will forever exist.

But if such security were lacking, if some portion of our territorial possessions, possessing the population required to entitle them to claim admission as a state, were by a majority vote, to adopt a constitution legalizing slavery, much as your committee would regret such a contingency, they would consider it a direct violation of the spirit, if not of the very words of the federal constitution, to refuse admission to such state, merely because, in the exercise of that free judgment which is permitted to every citizen of this republic, they decided to adopt a domestic system which we disapprove. Nor

will any man who is conversant with public sentiment in the states of the south, doubt for a moment that such a refusal would be the signal certainty for a separation of our republic into two independent nations, and perhaps for that greatest of curses—an evil far beyond any system of domestic slavery—civil war! If we permit ourselves to look a possibility in the face and to calculate its degrees of evil, it cannot escape us, that the west, bound by the most intimate relations, personal as well commercial, with the south on one hand, and the north on the other, would suffer even beyond any other section of the Union.

As regards the existence of slavery in the District of Columbia, we regret it, as we regret its existence in Louisiana or in South Carolina. And while we agree that Congress has the power in its capacity as legislature of that District, to abolish it there, we are no more disposed to dictate to the citizens of that District what domestic institutions they shall have, than we should be to allow them to dictate in such a matter to us. While a majority of those desire to retain domestic slavery, we of the free states ought not, in the opinion of your committee, to demand its abolition.

When a majority decide to discard it, and by memorial or otherwise make known that fact, it is, your committee believe, the duty of Congress, without any reference whatever to objections from southern states, to abolish it. In the meantime, we think, that neither the free nor the slave states should interfere in the matter.

There remains one point of some practical importance to which allusion is made in one of the joint resolutions submitted to your committee. It relates to the western boundary of Texas. It is well known that the claim of Texas is to the Rio Grande, while some have contended that the Nueces was the first boundary.—Your committee do not think, that, on the lower portion of that stream, her original claim, by conquest and possession, can be reasonably considered invalidated by a half deserted village or two, or a few scattering huts, tenanted by Mexicans, on its eastern bank. Above the mouth of the Puaco, the case was different. Several small Mexican towns besides Santa Fee, with her ten thousand inhabitants, were scattered over the valley, between the Puaco and the upper Rio Grande, and were never conquered or peaceably possessed by Texas. Your committee do not, therefore, consider the valley of the upper Rio Grande, west of the Puaco, to belong to Texas, or, in other words, to constitute a portion of that territory, which, to employ the terms used in the resolutions of Congress annexing that State, was properly included within, or rightfully belonged to the Republic of Texas. That valley, then, your committee regard as a portion of New Mexico, conquered by us, like the rest of New Mexico, during the war, ceded to us by the Mexican treaty, and, consequently, free territory. The position assumed in this report as to the non-existence, under existing laws of slavery in the Territories of the United States, has, we are aware, been denied by a majority of southern politicians. If, from their places in Congress, southern members persist in such denial, and if, in point

of fact, it should appear that citizens of southern states, proceeding to act upon that opinion, carry their slaves into California, or into any other free territory, and attempt to hold them, as if slavery had legal existence there, it might be expedient for Congress, while awaiting the verdict of the Supreme Court on that subject, to pass, for the information of all concerned, a joint resolution declaratory of the existing law. This would act as a public warning, in the premises; and if, in the face of it, slaveholders persisted in the attempt to hold slaves in the Territories of the United States, they would justly incur the loss thence certainly resulting. In conclusion, your committee have a word to say in reply to the argument, that a prohibitory proviso, applied to the Territories, if without legal force, is yet innocent and cannot, in any view of it, be regarded as worse than superfluous.

Nothing can be regarded as innocent of which the effect is to produce sectional heart-burnings, and to cause a disruption of those bonds of common brotherhood, which now connect together, in one powerful Union, the States of this confederacy. At the stern command of outraged principle, we may, indeed, be compelled to give offence. To effect some great and powerful good, it may be necessary to disregard the remonstrances, how warmly soever urged, of a sectional minority. But no such case is here presented. In pressing, at the present moment of excitement, what is properly termed the "Wilmot Proviso," we exasperate without justifying benefit; we outrage, and effect no practical good in return. We neither uproot slavery where it has existence, nor secure its permanent exclusion, if hereafter, public sentiment should change. We go out of our way, as of set purpose, to pick up a legal nullity, without the negative merit of harmlessness, and offensive, in the highest degree, to our brethren in the south. The substance we have, beyond reach of accident, or chance of loss, if we are but satisfied quietly to enjoy it, and we grasp after the shadow, at the risk of placing in jeopardy all that, as freemen, we ought to hold most dear; national happiness, national prosperity, the very integrity of a Republic, that, for nearly three-quarters of a century has far outstripped the hopes of its friends, and given the lie to the predictions of its enemies. The most important object would be dearly purchased at such a risk. To incur it, for a favorite party measure, or at best, for a speculative declaration void of legal effect, is to adopt a course of policy condemned alike by neighborly feeling, sound patriotism, and common sense.

In accordance with these views, your committee recommend that the several joint resolutions referred to, be laid on the table, and they report, in lieu thereof, a series of resolutions of which they recommend the passage.

HENRY DAY,
ROBT. W. LYON,
C. C. GRAHAM,
GEO. BERRY,
WM. HENDRICKS, Jr.

Part of Committee on Federal Relations.

Messrs. Porter, Reid of Union, Montgomery, Day of Kosciusko, and Hanna, were not present when the above was agreed to be reported.

The following is the report made by Mr. Reid of Union, from the minority of said committee.

MR. PRESIDENT :

The committee on federal relations to whom were referred the several joint resolutions of the Senate, and the House of Representatives, have had the same under consideration, and a minority of said committee have directed me to report to the Senate that they cannot assent to the report and joint resolution of the majority of said committee, now reported by its chairman, but protest against the same.

JNO. S. REID.

And joint resolution entitled,

No. 417. A joint resolution on the subject of slavery ;

Was read a first time, and passed to a second reading.

The question being on concurring in the report of the majority of the committee ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, English, Graham, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Morrison, Read of Clark, Sleeth, Walker, Winstandley, and Woods—21.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Dawson, Eddy, Ellis, Garver, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, Reid of Union, and Walpole—22. 21

So the report of the majority of said committee was not concurred in.

And joint resolution entitled,

No. 2. A joint resolution relative to slavery in the Territories of the United States ;

Referred to in said report.

The question being,

Shall the joint resolution be engrossed for a third reading ?

When,

Mr. Rousseau moved to indefinitely postpone said joint resolution ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Eddy, Graham, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Morrison, Read of C., Rousseau, Sleeth, Walker, Winstandley, and Woods—21.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Dawson, Ellis, English, Evans, Garver, Hamrick, Hardin, Harvey, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, Reid of U., and Walpole—22.

So the joint resolution was not indefinitely postponed ;

When,

Mr. Reid of Union proposed the following amendment :

That, as the Territories of California and New Mexico are both, in law, and in fact, free Territories, it the duty of Congress to pass no law for the government of said Territories, without incorporating therein a clause prohibiting the introduction of slavery within said Territories, otherwise than for crimes, whereof the person or persons have been fully convicted.

Sec. —. That our Senators in Congress be instructed, and our Representatives requested to vote for the passage of a law to prevent the slave traffic in the District of Columbia, by persons not residents and citizens thereof ; and, also, to use their influence, and vote for the passage of another law submitting to the white male inhabitants over the age of twenty-one years, in said District of Columbia, the right to vote for or against the passage of an act by which slavery should be abolished in said District.

Sec. —. That His Excellency the Governor be directed to transmit a copy of this joint resolution to each of our Senators and Representatives in Congress.

When,

Mr. Rousseau moved to re-commit the joint resolution and the amendment pending to a select committee ;

Pending which, and before the vote was taken,

Mr. Miller asked and obtained leave to make the following report from a committee of free conference :

MR. PRESIDENT :

The committee on free conference to whom was referred bill of the Senate No. 4, entitled "an act to provide for the calling of a convention of the people of the State of Indiana to revise, amend, or alter the constitution of said State," to reconcile the disagreement of the two Houses on said bill, have had the same under consideration, and have directed me to report to the Senate, that said committee have agreed that the House recede from its proposed amendment to said bill.

Which report was concurred in : when,

On motion by Mr. Lyon,

The Senate adjourned.

Two o'clock, P. M.

Senate met.

And proceeded to the consideration of the

ORDERS OF THE DAY.

Bills and Joint Resolutions on their third reading.

No. 329. A joint resolution in relation to sinking the public debt, and State interests as connected with such object ;

Was read a third time, and,

The question being,

Shall the joint resolution pass ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Berry, Brugh, Cornett, Hamrick, Herod, McCarty, Morgan, Odell, Read of C., and Rousseau—10.

Those who voted in the negative are,

Messrs. Allen, Dawson, Eddy, English, Evans, Garver, Graham Hardin, Harvey, Hendricks, Holloway, Houghton, James, Kinnard,

Lyon, Malott, Miller, Millikin, Montgomery, Porter, Reid of U., Sleeth, Walker, Walpole, and Woods—25.

So the said joint resolution was not passed.

No. 344. A bill for the relief of Elihu Morris, of the county of Marshall, State of Indiana ;

Was read a third time and passed.

No. 352. A bill to provide for the sale of a portion of square No. 25, in the town of Indianapolis, for the purpose of erecting thereon buildings for the use of the Indiana Central Medical College ;

Was read a third time, when,

Mr. Rousseau moved to lay said bill on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Cassatt, Dawson, Garver, Graham, Houghton, Hubbard, Huffstetter, Kinnard, Lyon, Malott, Miller, Morgan, and Rousseau—16.

Those who voted in the negative are,

Messrs. Brugh, Buckles, Conduit, Cornett, Eddy, English, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, James, McCarty, Millikin, Montgomery, Morrison, Odell, Porter, Read of C., Reid of Union, Sleeth, Walker, Walpole, Winstandley, and Woods—27.

So the bill was not laid on the table.

The question then being,

“ Shall the bill pass ? ”

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Brugh, Buckles, Cornett, Eddy, English, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, James, McCarty, Millikin, Montgomery, Morrison, Odell, Porter, Read of C., Reid of U., Sleeth, Walker, Walpole, Winstandley, and Woods—26.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Cassatt, Conduit, Dawson, Graham, Houghton, Hubbard, Huffstetter, Kinnard, Malott, Miller, and Rousseau—15.

So the bill was passed.

No. 360. A bill to authorize the sale of the Northern Division of the Central Canal ;

Was read a third time, and,

And the question being,

"Shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Conduit, Cornett, Dawson, Eddy, English, Hamrick, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Milikin, Montgomery, Morgan, Odell, Read of Clark, Reid of Union, Sleeth, Walker, Winstandley, and Woods—31.

Those who voted in the Negative are,

Messrs. Berry, Evans, Hardin, Harvey, Morrison, Rousseau, and Walpole—7.

So the bill passed.

No. 384. A bill relative to the acknowledgment and recording deeds heretofore made and recorded ;

Was read a third time and passed.

No. 406. A bill respecting Sinking Fund mortgages ;

Was read a third time and passed.

No. 259. A bill (of the House) to amend section 11, chapter 56, of the Revised Statutes of 1843 ;

Was read a third time and passed.

No. 253. A bill (of the House) to amend an act authorizing the construction of Plank Roads, approved January 13, 1849 ;

Was read a third time and passed.

No. 451. A bill (of the House) regulating the license of traveling merchants and peddlars in the several counties therein named ;

Was read a third time and passed.

BILLS ON THEIR SECOND READING.

No. 62. A bill (of the House) to prevent the forfeiture of School Lands in Warren, Franklin, and Dearborn counties ;

Was read a second time, and ordered to a third reading.

No. 224. A bill (of the House) to provide for an appeal from the several Boards of County Commissioners in this State, in certain cases therein named ;

Was read a second time, and,

On motion,

Referred to the committee on the judiciary.

No. 239. A bill (of the House) to amend the 224th section of the 30th chapter of the Revised Statutes of 1843;

Was read a second time and ordered to a third reading.

No. 254. A bill (of the House) to locate a State road in the counties of Sullivan, Clay, Owen, and Hendricks;

Was read a second time and ordered to a third reading.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House:

No. 146. An act to provide for the election of a prosecuting attorney in the second judicial circuit;

With sundry amendments thereto, in which the concurrence of the Senate is respectfully requested.

When Mr. Montgomery moved,

That the Senate concur in said engrossed amendments of the House to said engrossed bill of the House, with the following amendment:

“*Provided, however, That the said prosecuting attorneys shall not be paid any salary by the State.*”

When Mr. Rousseau moved to lay the amendment proposed by Mr. Montgomery on the table;

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Conduit, Eddy, Hamrick, Hardin, Harvey, Herod, Houghton, Huffstetter, Lyon, Miller, Millikin, Morrison, Odell, Porter, Reid of Union, Rousseau, Sleeth, Walker, Walpole, and Winstandley—25.

Those who voted in the negative are,

Messrs. Berry, Cornett, Dawson, Hendricks, Holloway, Kinnard, Montgomery, Morgan, and Woods—9.

So the amendment was laid on the table; when

On motion by Mr. Walpole,

The Senate refused to concur in the engrossed amendment of the House, to said engrossed bill of the House.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate.

No. 296. An act to extend the terms of the Probate Court of Monroe county.

With sundry amendments thereto, in which the concurrence of the Senate is respectfully requested.

When,

On motion by Mr. Adams,

The Senate refused to concur in the first engrossed amendment of the House, and concurred in the second, third and fourth engrossed amendments of the House to said engrossed bill of the Senate.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 386. An act to amend the charter of the Ohio and Mississippi Railroad Company.

No. 479. An act to incorporate the Lamasco Iron Manufacturing Company.

No. 493. An act to attach certain families to a school district therein named in the county of Knox.

No. 494. An act to authorize the construction of a dam across the Tippecanoe river in Pulaski county.

No. 495. An act fixing the salary of the Auditor of Miami county.

No. 496. An act to change the name of Union Town in Grant county.

No. 497. An act to prohibit the sale of spirituous liquors in Jackson and Monroe townships in Madison county, by a less quantity than thirty gallons.

No. 499. An act to locate a State road on the line dividing Miami and Wabash counties.

In all which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 386. A bill (of the House) to amend the charter of the Ohio and Mississippi Railroad Company ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time and

On further motion,
 Was referred to a select committee consisting of
 Messrs. Ellis, Malott, English, Cornett, Millikin, and Conduit.
 And bill in said message entitled,
 No. 479. A bill (of the House) to incorporate the Lamasco Iron
 Manufacturing Company;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

Referred to the committee on corporations.

And bill in said message entitled,

No. 493. A bill (of the House) to attach certain families to a
 school district therein named, in the county of Knox;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
 passed.

And bill in said message, entitled,

No. 494. A bill (of the House) to authorize the construction of
 a dam across the Tippiacanoe river, in Pulaski county;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
 passed.

And bill in said message entitled,

No. 495. A bill (of the House) fixing the salary of the Auditor
 of Marion county;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended. the bill read a third time and
 passed.

And bill in said message, entitled,

No. 496. A bill (of the House) to change the name of Union
 Town in Grant county;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
 passed.

And bill in said message entitled,

No. 497. A bill (of the House) to prohibit the sale of spirituous

liquors in Jackson and Monroe townships in Madison county, by a less quantity than thirty gallons ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Walpole,

Laid on the table.

And bill in said message, entitled,

No. 499. A bill (of the House) to locate a State road on the line dividing Miami and Wabash counties ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof:

No. 517. An act to incorporate the Decatur, Portland, and Winchester Plank Road Company.

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 517. A bill to incorporate the Decatur, Portland, and Winchester Plank Road Company ;

Which was read a first time, and,

On motion by Mr. Brugh,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

Also, the following message was received from the House of Representatives, by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions thereof :

No. 269. An act declaratory of the meaning of the 129th section of the act entitled, "An act to revise and consolidate the several acts of the General Assembly in relation to laying out, opening, repairing, changing, and vacating public highways, and the erection and repairing of bridges, and to amend the same," approved, January 16, 1849.

No. 270. An act to incorporate the Delphi Northern Plank Road Company.

No. 271. An act to amend an act therein named.

No. 273. An act relative to the office of Auditor of Warrick county.

No. 276. An act to regulate witness fees in the courts of Common Pleas, and the Probate Courts of the State of Indiana.

No. 277. An act to amend an act entitled, "An act for the government of the Indiana Hospital for the Insane," approved February 15, 1848.

No. 280. An act to compel speculators to pay their due proportion of road tax in the county of Miami.

No. 281. A joint resolution in relation to costs in the District and Circuit Courts of the United States, in suits involving questions of patent rights by patentees and their assigns who are insolvent.

No. 283. An act relating to the Probate Court of Parke county.

No. 285. An act to amend an act to incorporate the Trustees of Indiana Asbury University, approved January 10, 1837.

No. 295. An act authorizing the clerk of the Circuit Court, to sell certain lots in the town of Delphi, for school purposes.

No. 296. An act for the distribution of the local laws, statutes, public documents, and reports to the city of Jeffersonville.

No. 297. An act to legalize certain acts therein named.

No. 383. An act to provide for the appointment of guardians for children whose parents have become insaane.

No. 468. An act authorizing the transfer of the liens of mechanics and others on buildings.

No. 501. An act explanatory of an act to amend an act approved February 12, 1848, providing for the election of township collectors in Jennings county, and for other purposes.

No. 503. An act to locate a State road from Orleans in Orange county, to Newberry in Green county.

No. 504. An act to authorize the Auditor of Henry county to sell a certain tract of land belonging to the school fund in said county.

No. 506. An act to amend an act, entitled, "An act more effectually to prevent the retailing of spirituous liquors in certain counties therein named," approved, January 16, 1849.

No. 508. An act to authorize the trustees of the Methodist Episcopal Church in St. Louis, in Bartholomew county, to sell and convey a certain house and lot therein named.

No. 509. An act to incorporate the Evangelical Protestant Congregation of Christians in Haysville, Dubois county.

No. 510. A joint resolution in regard to the compensation of jurors in the United States District Court.

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 269. A bill declaratory of the meaning of the 129th sec-

tion of the act entitled, "An act to revise and consolidate the several acts of the General Assembly, in relation to the laying out, opening, repairing, changing, and vacating public highways, and the erection and repairing of bridges, and to amend the same," approved, January 16, 1849;

Which was read a first time, and

On motion,

The rules were suspended, the bill was read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 270. A bill to incorporate the Delphi Northern Plank Road Company;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On motion,

Referred to the committee on corporations.

And bill in said message entitled,

No. 271. A bill to amend an act therein named;

Which was read a first time, and

On motion,

The rules were further suspended, the bill read a second time, and

On motion,

Laid on the table.

And bill in said message entitled,

No. 273. A bill relative to the office of auditor, in Warrick county;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Graham,

Referred to a select committee consisting of

Messrs. Graham, Ellis, and James.

And bill in said message entitled,

No. 276. A bill to regulate witness fees in the courts of common pleas, and the probate courts of the State of Indiana;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion,

Referred to the judiciary committee.

And bill in said message entitled,

No. 277. A bill to amend an act entitled an act for the Government of the Indiana Hospital for the Insane, approved February 15, 1848;

Was read a first time, and,

On motion by Mr. Rousseau,

The rules were suspended, the bill read a second time, and,

On motion,

Referred to the judiciary committee.

And bill in said message, entitled

No. 280. A bill to compel speculators to pay their due proportion of road tax, in the county of Miami;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And joint resolution in said message entitled,

No. 281. A joint resolution (House) in relation to costs in the district circuit courts of the United States, in suits involving questions of patent rights by patentees and their assigns, who are insolvent;

Was read a first time, and

On motion,

The rules were suspended, the joint resolution read a second time, and,

On further motion,

Referred to the judiciary committee.

And bill in said message entitled,

No. 283. A bill (House) relating to the probate court of Parke county;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 285. A bill (House) to amend an act to incorporate the Trustees of Indiana Asbury University, approved Jan. 10, 1837;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Referred to the committee on corporations.

And bill in said message, entitled,

No. 295. A bill (House) authorizing the Clerk of the circuit court to sell certain lots in the town of Delphi, for school purposes;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 296. A bill (House) for the distribution of the local laws, statutes, public documents, and reports to the city of Jeffersonville ;
Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 297. A bill (House) to legalize certain acts therein named ;
Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 383. A bill (House) to provide for the appointment of guardians for children whose parents have become insane ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Referred to judiciary committee.

And bill in said message, entitled,

No. 468. A bill (House) authorizing the transfer of the liens of mechanics and others, on buildings ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message, entitled,

No. 501. A bill (House) explanatory of an act to amend an act, approved February 12, 1848, providing for the election of township assessors and township collectors, in Jennings county, and for other purposes ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 593. A bill to locate a State road from Orleans, in Orange county, to Newberry, in Green county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 504. A bill to authorize the auditor of Henry county, to sell a certain tract of land belonging to the school fund in said county ;
Was read a second time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 506. A bill to amend an act entitled an act more effectually to prevent the retailing of spirituous in certain counties therein named, approved January 16, 1849 ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Laid on the table.

And bill in said message, entitled,

No. 508. A bill to authorize the Trustees of the Methodist Episcopal church in St. Louis, in Bartholomew county, to sell and convey a certain house and lot therein named ;

Was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 509. A bill to incorporate the Evangelical Protestant Congregation of Christians, in Haysville, Dubois county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And joint resolution in said message, entitled

No. 510. A joint resolution in regard to the compensation of jurors in the United States District Court ;

Which was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

BILLS INTRODUCED.

By Mr. Walpole,

No. 418. A bill authorizing Jeremiah T. Draper to file his bill in the Hancock circuit court for a divorce ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Hubbard,

No. 419. A bill to enable the qualified voters of District No. 8, in Township No. 33 north, of range No. 7 east, to levy a tax in said district sufficient to build a school house ;

Which was read a first time, and,

On motion by Mr. Hubbard,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Hendricks,

No. 420. A bill to vacate certain blocks, streets, and alleys in Michigan City, Laporte county, Indiana ;

Which was read a first time, and,

On motion by Mr. Hendricks,

The rules were suspended, the bill read a second time, and

On further motion by Mr. Hendricks,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Rousseau,

No. 421. A bill for the better preservation of county records and the making of general index records thereto ;

Which was read a first time, and,

On motion by Mr. Rousseau,

The rules were suspended, the bill read a second time, and,

On motion,

Referred to the judiciary committee.

By Mr. Walpole,

No. 422. A bill to authorize Charity Ann Wise to file a bill for a divorce ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

Mr. Hubbard asked and obtained leave to make the following report from the committee on corporations :

MR. PRESIDENT :

The committee on corporations, to which was referred bill of the House, No. 268, have had the same under consideration, and have directed me to report the said bill back to the Senate for its action.

Mr. Hubbard proposed the following amendment :

Add to the 1st section the following proviso :

“ Provided, however, That in case the Madison and Indianapolis Railroad Company should accept the provisions of this act and subscribe stock as is herein contemplated, the stock so subscribed shall be subscribed for and on behalf of the individual stockholders of said company and not for the State, and no portion of the stock, profits, or dividends which now, or may hereafter, belong to the State, shall be applied to the payment of stock so taken or subscribed, and the State’s interest and profits in said road shall in no way be diminished or impaired by the action of said company in connection with the rights and privileges which are hereby conferred, and the State shall have no interest in the stock so subscribed : And provided further, That no company shall take stock in any other company, unless by the consent of such other company expressed by a vote of the directors entered upon the records thereof.”

Which was adopted.

Mr. Walpole moved that said bill be indefinitely postponed.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Berry, Buckles, Dawson, Ellis, English, Hardin, Holloway, Huffstetter, James, Kinnard, Lyon, McCarty, Miller, Millikin, Morrison, Porter, Sleeth, Walpole, Winsteadley, and Woods—20.

Those who voted in the negative are,

Messrs. Adams, Allen, Brugh, Cassatt, Conduit, Cornett, Evans, Garver, Graham, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Morgan, Odell, Read of C., and Walker—19.

So the bill was indefinitely postponed.

Mr. Sleeth asked and obtained leave to make the following report from the committee on benevolent institutions of the State :

R. PRESIDENT :

The committee on benevolent institutions make the following re-

port: That they have visited "the Indiana Asylum for the Education of the Deaf and Dumb," "the Indiana Institute for the Education of the Blind," and "the Indiana Hospital for the Insane," and feel highly gratified in the manner in which they are respectively conducted. These institutions are the pride and glory of Indiana; prouder monuments of munificence and philanthropy than systems of internal improvements. The public exhibitions of the Mutes and Blind satisfy all who witness them of the inestimable value of the *Asylums* to these unfortunate portions of our citizens. Here they are educated and fitted to enjoy life in a measure far beyond common conception.

During the coming summer the splendid and commodious edifice for the reception of the Mutes will be completed. It is situate at the east, near to Indianapolis. Arable and wood land is provided for the Institution; on it an orchard of well selected fruit is set out, and it is intended that the pupils, by their own labor, will be able to furnish a sufficient supply of garden stuffs. Beautiful play grounds are set apart; indeed, every arrangement is being made for their comfort and well being.

The Blind Asylum is not so large or commodious a building, but is admirably well arranged for both health and comfort.

The Hospital for the Insane is west, about two miles from the State House. It is a building of superior structure and arrangement, and well adapted to the purposes intended.

All the Institutions are ably and well conducted. The State has liberally provided for them, and thus has succeeded in ameliorating the condition of the unfortunate in a measure highly creditable to Indiana and to her philanthropic citizens.

Funds are raised by taxation for these laudable purposes, which is cheerfully and promptly paid.

More than 100 persons have, in the last year, been admitted to the Lunatic Asylum, many of whom, by means of superior medical and sanitary treatment, have been restored to reason, to their families, and friends.

There are 38 pupils in the Blind, and 122 in the Deaf and Dumb Asylums.

The morals of all the pupils and patients are carefully and vigilantly watched and protected.

If our citizens, especially those who are so unfortunate as to have children who are mutes or blind, could witness the happy condition of those who are now here in the Asylums, the kind attentions and next to parental regard which is shown them by the Superintendents and Teachers, we feel confident that all reluctance in having them leave their *homes* to come to these Institutions would be banished, and all would rejoice that such monuments of philanthropy were established by public munificence.

All who visit these Asylums go away rejoicing, feeling proud of Indiana. The attention of the stranger is attracted to them, and the traveler in other States is pointed *home*, to these benevolent in-

stitutions, as the best evidences of true and genuine Indiana philanthropy, and such may they continue to be.

Your committee cannot too highly commend the cleanliness, system, good order, and skill with which all of them are kept and conducted. If it were proper to do so, in a report, we feel like expressing our hearty approbation of the conduct and gentlemanly bearing, and our exalted opinions of the eminent qualifications of the officers and superintendents of these several Asylums. With such men at the head of each, their usefulness is guaranteed to the fullest extent, and they become *Asylums* in the largest sense of the term. Verily the deaf are made to hear, the dumb to speak, the blind to see, and the raging maniac to resume his reason.

Respectfully submitted,

JAMES M. SLEETH,
E. G. ENGLISH,
JAMES G. READ,
HENRY DAY,
W. HENDRICKS, Jr.
WM. HEROD,
GEO. EVANS,
JOHN WOODS,
A. TEEGARDEN.

January 16th, 1850.

Which report was concurred in unanimously.

The following message was received from the Governor, by Mr. Tarkington, the Executive messenger.

MR. PRESIDENT :

I am directed by the Governor to inform the Senate that he has approved and signed the following bills, to-wit :

No. 93. An act in relation to costs in certain cases ;

No. 104. An act to incorporate the Tippecanoe Fire Company ;

No. 116. A joint resolution in relation to the brave and patriotic sons of Hungary ;

No. 118. An act to amend an act to provide for the construction of a Railroad from Martinsville, in Morgan county, to Franklin, in Johnson county ;

No. 129. An act to change the time of holding the circuit and probate courts in the county of Switzerland ;

No. 277. A joint resolution allowing to each of the benevolent institutions of this State a copy of the General and Local Laws and the Revised Code ;

No. 119. An act to increase the pay of the Board of Commissioners of Daviess county ;

No. 127. An act to authorize a company to construct the King's Ridge and Moore's Hill Turnpike ;

No. 132. A joint resolution in relation to the public documents of the State of Indiana ;

No. 133. An act to amend an act, entitled "An act authorizing the construction of Plank Roads," approved January 15, 1849 ;

No. 143. An act to legalize the return of the vote given for and against the School Law in the county of Shelby ;

No. 145. An act to legalize the acts of Johnson Farley ;

No. 174. An act to amend an act authorizing the Board of Commissioners of Cass county to issue bonds bearing ten per cent. interest per annum, approved January 28, 1843 ;

No. 176. An act to increase the per diem allowance of the probate judge of the probate court of Fountain county ;

No. 180. An act defining the duties of the county Treasurer of Hancock county ;

No. 219. An act to amend an act entitled "an act creating Marion Court of Common Pleas," approved 4th January, 1849 ;

No. 273. An act to incorporate the North Western Christian University ;

No. 109. An act regulating the road laws in the county of Monroe ;

No. 178. An act to incorporate the Noblesville and Northfield Plank Road Company ;

No. 372. An act to change the time of holding the February term of the Probate court in the county of Crawford ;

No. 364. An act to authorize the voters of Washington township, in the county of Blackford to vote at Hartford, in said county ;

No. 82. An act to amend an act entitled "an act to incorporate the city of Richmond, Wayne county, Indiana," approved February 24, 1840 ;

No. 160. An act to incorporate the Hamilton Manufacturing Company ;

No. 173. An act to incorporate the Rushville and National Road Plank Road Company ;

No. 115. An act to incorporate a company to construct a turnpike road from Dillsborough to Versailles ;

No. 103. An act to amend the charter of the City of Evansville ;

No. 95. An act amendatory of an act entitled "an act to incorporate the Delphi and Frankfort Plank Road Company," approved January 15, 1849 ;

No. 40. An act to incorporate the Trustees of the Princeton Female College ;

No. 367. An act to authorize the commissioners of Pulaski county, to borrow money ;

No. 153. An act to amend an act entitled "an act to incorporate the city of Jeffersonville, and to change the boundaries thereof ;

No. 7. An act to amend an act entitled "an act to incorporate the Milton and Waterloo Turnpike company ;" approved February 11, 1849 ;

No. 128. An act to authorize a company to construct the Hart's Mill and Marion Turnpike ;

All of which originated in the Senate.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have concurred in the report of the second committee of free conference to whom was referred the disagreement of the two Houses of the General Assembly, in relation to the first engrossed amendment of the House, to engrossed bill of the Senate :

No. 4. An act to provide for the calling a Convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State ;

And that the House have receded from said amendment.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions of the Senate :

No. 171. A joint resolution in relation to the slave trade ;

No. 308. An act to incorporate the Mount Vernon Insurance company ;

No. 319. An act to incorporate the Cannelton Savings Institution ;

No. 324. An act to incorporate the Madison and Clifton Water Works ;

No. 386. An act to amend an act entitled "an act to incorporate the Cross Plains and Laughery Turnpike company," approved January 15, 1849 ;

No. 392. An act in relation to wardens and vestrymen of the Protestant Episcopal Church ;

No. 397. An act to incorporate the Clinton county Steam Mill company ;

No. 398. An act to incorporate the Indianapolis and Brownsburgh Plank Road Company ;

No. 404. An act to incorporate the town of Liberty, in Union county ;

All without amendment.

Also the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 171. A joint resolution in relation to the slave trade ;

No. 382. An act to change the name of the town of Harrisburgh, in Hendricks county ;

No. 386. An act to amend an act entitled an act to incorporate the Cross Plains and Laughery Turnpike company, approved January 15th, 1849 ;

No. 139. An act for the relief of the Lawrenceburgh and Napoleon Turnpike company ;

No. 383. An act to repeal an act passed January 15, 1844, so far as relates to Fairfield township, Tippecanoe county ;

No. 142. An act amendatory to an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named ;"

No. 392. An act in relation to wardens and vestrymen of the Protestant Episcopal Church ;

No. 107. An act to incorporate the Indiana Asbury Female College ;

No. 155. An act to incorporate the Madison Gas-light Company ;

No. 166. An act to prevent frauds upon the revenue ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendment of the Senate to the engrossed amendment of the House to the following engrossed bill of the Senate :

No. 139. An act providing for the election of township assessors in the counties of Greene and Hamilton ;

Without amendment.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the House have concurred in the engrossed amendments of the Senate to the following engrossed bills of the House :

No. 133. An act to incorporate the Spring Creek and Tippecanoe Bridge Company ;

No. 147. An act to amend an act, entitled " An act granting to the citizens of the town of Aurora, in the county of Dearborn, a city charter," approved February 14, 1848 ;

No. 188. An act in relation to the change of names ;

No. 214. An act to repeal a certain act therein named ;

No. 284. An act to incorporate the Rising Sun and Versailles Turnpike company ;

No. 300. An act relative to the field notes, maps, records, and other paper appertaining to land titles within the State of Indiana ;
All without amendment.

On motion by Mr. Miller,
The Senate adjourned.

THURSDAY MORNING, JANUARY 17th, 1849.

The Senate met.

On motion by Mr Hendricks,
The reading of the journal was dispensed with.

On motion by Mr. Harvey ;

The order of business was suspended, and asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee to whom was referred bill No. 307, entitled " an act incorporating the Indianapolis and Springfield Plank Road company," have considered the same, and instructed me to report said bill back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and,

On further motion by Mr. Harvey,

The rules were suspended, the bill read a third time and passed.

Mr. Sleeth moved to reconsider the vote heretofore taken by which House bill

No. 268. A bill to encourage the construction of Rail and Plank roads,

Was indefinitely postponed.

And the question being, will the Senate reconsider said vote?

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Conduit, Cornett, Eddy, English, Evans, Garver, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, Lyon, Millikin, Montgomery, Morgan, Rousseau, Sleeth, and Walker—24.

Those who voted in the negative are,

Messrs. Berry, Dawson, Ellis, Holloway, Kinnard, Malott, Miller, Morrison, Odell, Porter, Read of Clark, Reid of Union, Walpole, Winstandley, and Woods—15.

So the said vote was reconsidered.

The question then being, shall the bill be indefinitely postponed?

And the ayes and noes being demand by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Allen, Berry, Dawson, Ellis, Graham, Hardin, Holloway, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Morrison, Odell, Porter, Read of C., Walpole, Winstandley, and Woods.—20.

Those who voted in the negative are,

Messrs. Adams, Brugh, Cassatt, Conduit, Cornett, Eddy, English, Evans, Garver, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Millikin, Montgomery, Rousseau, Sleeth, and Walker—20.

So the said bill was not indefinitely postponed.

When,

Mr. Walpole proposed the following amendment:

If any company or companies shall avail themselves of the provisions of this act, they shall immediately file a written notice thereof in the office of the Secretary of State, and by so accepting shall be competent for the legislature, at any session, by a vote of a majority of each branch, to amend the charter of any such company so availing themselves of the provisions of this act; and the legislature may, at any further session of the General Assembly, fix

or modify the tariff of tolls or transit duties; and the legislature reserves the right to repeal this act in whole or in part, or amend the same, and the company, or if this act should be incorporated in any other charter, the same may be repealed.

Mr. Hubbard proposed the following amendment to the amendment :

Strike out the amendment proposed by Mr. Walpole, and insert the following in lieu thereof—

And the legislature reserves the right to amend, alter, or repeal this act; and when the same is accepted by any company, the right to modify and control the rights hereby granted, is also reserved.

Mr. Read of Clark moved to lay the bill and pending amendments upon the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Buckles, Dawson, Ellis, Graham, Hardin, Holloway, Huffstetter, James, Kinnard, Malott, McCarty, Miller, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Walpole, Winstandley, and Woods—23.

Those who voted in the negative are,

Messrs. Adams, Brugh, Cassatt, Conduit, Cornett, Eddy, English, Evans, Garver, Hamrick, Harvey, Hendricks, Herod, Hubbard, Milliken, Montgomery, Rousseau, Sleeth, and Walker—19.

So the bill and pending amendments were laid upon the table.

Mr. Morrison asked and obtained leave to present the petition of sundry citizens of this State praying for the repeal of the exemption, valuation, and appraisement laws : which,

On motion by Mr. Morrison,
Referred to a select committee consisting of
Messrs. Morrison, Millikin, and Malott.

REPORTS FROM STANDING COMMITTEES.

By Mr. Winstandley—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the Senate No. 333, entitled “an act reviving an act defining the manner of collecting taxes due from the Madison and Indianapolis Railroad

company," have had the same under consideration, and directed me to report the same back to the Senate for its action.

On motion by Mr. Read of C.,
The bill was referred to a select committee consisting of
Messrs. Read of Clark, Walpole, and James.
By Mr. Morrison—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the House No. 325, entitled "an act to provide for paying the amount due on the new stock belonging to the State in the Madison and Indianapolis Railroad and for other purposes," have had the same under consideration, and have directed me to report the same back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and the bill ordered to a third reading.

By Mr. Winstandley—

MR. PRESIDENT :

The committee on finance to which was referred the following resolution : "*Resolved*, That the committee on finance be instructed to inquire into the expediency of providing by law for the negotiation of a loan of funds sufficient to defray the expenses of a Constitutional Convention, to be held in October next, with leave to report by bill or otherwise," have had said bill under consideration, and are of the opinion that it will not be necessary to negotiate any loan for that purpose, and recommend that the resolution be laid on the table, and ask to be discharged from the further consideration thereof.

Which report was concurred in and the resolution laid on the table.

Also, by Mr. Winstandley—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the Senate No. 408, entitled "a bill to enable the Madison and Indianapolis Railroad company, to take stock in the Franklin and White River Turnpike company," have had the same under consideration and in their opinion it would be be impolitic to pass said bill, and recommend that the said bill be laid on the table, and ask to be discharged from the further consideration thereof.

Which report was concurred in and the bill laid on the table.

By Mr. Garver—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the House No. 145, "an act in relation to advertising forfeited lands mortgaged to the Sinking Fund," have had the same under consideration and directed me to report the same back, and recommend that it be indefinitely postponed.

Which report was concurred in, and the bill indefinitely postponed.
Also, by Mr. Garver—

MR. PRESIDENT :

The committee on finance to whom was referred bill of the Senate No. 381, entitled "a bill in relation to public printing," have had the same under consideration and a majority of the committee have directed me to report the same back to the Senate and recommend that it be indefinitely postponed.

Which report was concurred in and the bill indefinitely postponed.
By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the House No. 332, providing for the opening of streets and alleys in the City of Indianapolis, have had the same under consideration, and directed me to report the same back for the action of the Senate, and ask that your committee be discharged from the further consideration thereof.

The question being, "Shall the bill be ordered to a third reading?"
Mr. McCarty proposed the following amendment :

Insert in the proper place—

"Except so much as passes through the land of the late Governor Noble, deceased."

Mr. Walpole moved to lay said amendment upon the table ;

Which motion prevailed, and the amendment was laid upon the table, when,

On motion by Mr. Ellis,

Said bill was recommitted to a select committee consisting of Messrs. Ellis, Walpole, and Sleeth.

Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the House No. 182, to amend the first article of chapter twelve of the Revised

Laws of 1843, have had the same under consideration, and directed me to report it back to the Senate with the recommendation that the bill be indefinitely postponed, for the reason that your committee deem legislation upon that subject inexpedient.

Which report was concurred in the bill indefinitely postponed.

By Mr. Sleeth—

MR. PRESIDENT :

The judiciary committee to whom was referred Senate bill No. 403, entitled "an act to authorize the Governor to take an appeal in the case of Patrick McGinley," have considered the same, and directed me to report it back to the Senate and recommend its passage.

Mr. Rousseau moved to lay said bill on the table.

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Harvey, Herod, Houghton, McCarty, Rousseau, and Winstandley.—7.

Those who voted in the negative are,

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Dawson, Eddy, Ellis, English, Garver, Graham, Hamrick, Hardin, Hendricks, Holloway, Huffstetter, James, Kinnard, Malott, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of Clark, Reid of Union, Sleeth, Walker, Walpole, and Woods—33.

So the bill was not laid on the table,

And the question then being, "Shall the bill be engrossed for a third reading?"

Pending which, and before the vote was taken,

On motion by Mr. Rousseau,

The Senate adjourned.

Two o'clock, P. M

The Senate met.

On motion by Mr. Harvey,

The order of business was suspended, and the Senate resumed the consideration of

REPORTS FROM STANDING COMMITTEES.

By Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the House No. 383, to provide for the appointment of guardians, &c., have had the same under consideration, and directed me to report that in the opinion of your committee legislation upon that subject is inexpedient at this time, and therefore the indefinite postponement of the bill is respectfully recommended.

Which report was concurred in and the bill indefinitely postponed.
Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred bill No. 276 of the House, to regulate witness fees in the courts of common pleas, probate courts, &c., have had the same under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and

On motion by Mr. Harvey,

The rules were suspended, the bill read a third time, and passed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the House No. 277, for the government of the Indiana Hospital for the Insane, have had the same under consideration, and directed me to report it back for the action of the Senate.

Which report was concurred in ; and,

On motion,

The rules were suspended, the bill read a third time, and passed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred joint resolution of the House No. 281, "in relation to costs in the district and circuit courts of the United States in suits involving questions of patent rights by patentees and their assigns who are insolvent," &c., have had the same under consideration, and directed me to report it back with the recommendation that in the opinion of your committee legislation on the subject is inexpedient, therefore, the indefinite postponement of the joint resolution is respectfully recommended.

Which report was concurred in and the bill indefinitely postponed.
Also, by Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House No. 224, providing for appeals from the several Boards of County Commissioners," have had the same under consideration, and have directed me to report the same back to the Senate, and recommend that said bill be laid upon the table, for the reason that your committee deem legislation on the subject inexpedient.

Which report was concurred in, and
The bill laid on the table.
Also, by Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 421, "for the better provision of county records and the making of a general index," have had the same under consideration, and directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and the bill laid on the table.
Also, by Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the Senate No. 401, "defining the duties and fixing the compensation of the prosecuting attorneys of Tippecanoe county," have had the same under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and
On motion,

The rules were suspended, the bill read a third time and passed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred bill of the House No. 287, declaring an act entitled "an act to increase and extend the benefits of common schools," approved January 17th, 1849, to be in force in certain counties, and for other purposes, have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred House bill No. 385, to amend the law "concerning writs of *scire facias*," have had the subject under consideration, and directed me to report it back to the Senate and recommend that said bill be indefinitely postponed; for the reason that your committee are of opinion that the public good does not demand the change proposed.

Which report was concurred in, and the bill indefinitely postponed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to which was referred bill of the Senate No. 350, to amend an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16th, 1849, have had the same under consideration, and have directed me to report the same back to the Senate, with the following amendment, and when so amended, recommend its passage.

Amendments referred to:

Add to 2d section the following :

Provided, however, This act shall take effect in, and be applicable to the county of Fountain only."

Which amendment was adopted, and,

On motion,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee to whom was referred bill of the Senate No. 358, "to increase the dower right of widows of deceased persons, and amend section 80, chapter 28, Revised Statutes of 1843," have had the same under consideration, and have directed me to report the same back for the action of the Senate.

Which report was concurred in and the bill laid on the table.
Also, by Mr. Buckles—

MR. PRESIDENT :

The judiciary committee, to whom was referred bill of the House No. 422, "to authorize the Governor of Indiana to compromise with and to cause suit to be brought against the lessees of the water power of the Northern Division of the Central Canal," have had the same under consideration and directed me to report the same back for the action of the Senate.

Mr. Ellis proposed the following amendment :

"Strike out the third section."

Which was adopted, and,

On motion,

The rules were suspended, the bill read a third time, when Mr. Harvey proposed the following amendment :

"Strike out the second section."

Objection being made, it was not adopted.

When Mr. Walpole moved to recommit the bill to a select committee with instructions.

Which motion did not prevail.

Mr. Conduit moved to reconsider the vote on reading the bill a third time.

Which motion did not prevail.

And the question being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Buckles, Cassatt, Cornett, Eddy, Ellis, English, Evans, Hamrick, Hardin, Herod, Holloway, Houghton, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Montgomery, Morgan, Odell, Porter, Read of C., Walker, and Woods

Those who voted in the negative are,

Messrs. Conduit, Dawson, Harvey, Hendricks, Hubbard, McCarty, Morrison, Reid of U., Walpole, and Winstandley—10.

So the bill was passed.

By Mr. Sleeth—

MR. PRESIDENT :

The judiciary committee, to whom was referred House bill No. 256, entitled "an act for the relief of widows whose husbands die intestate, without any heirs lineally descended from them," have had the same under consideration, and have directed me to report it to the Senate for its action and disposal.

And the said bill was ordered to a third reading.

Also, by Mr. Sleeth—

MR. PRESIDENT :

The committee on the judiciary, to whom was referred Senate bill No. 399, entitled "an act to dispense with the necessity of reviving judgments by *scire facias* or otherwise, in the several courts of record in the county of Marion, and for other purposes," have had the same under consideration, and have directed me to report it back to the Senate, and recommend legislation thereon inexpedient.

Which report was concurred in, and the bill laid on the table.

By Mr. Morrison—

MR. PRESIDENT :

The committee on education, to whom was referred bill of the Senate No. 416, entitled "an act to amend an act therein named," have had the subject under consideration, and directed me to report the same back to the Senate without amendment, and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Morrison,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. English—

MR. PRESIDENT :

The committee on claims, to whom was referred bill of the Senate No. 396, "for the relief of the late firm of G. B. Cuters and J. H. Cuters," have had the same under consideration, and a majority of the committee have directed me to report the same back and recommend its passage, and ask to be discharged.

Mr. Reid of U. moved to recommit the bill to a select committee, with the following instructions :

Insert in the proper place :

That the Governor shall hear the evidence, and report the same under seal to the next General Assembly for the action thereof; and strike out all relating to the power of the Governor to decide on the evidence, and issue a new bond.

Mr. Ellis moved to lay the motion to recommit with instructions, upon the table.

Which motion prevailed.

The question then being, "shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative, are,

Messrs. Brugh, Cassatt, Conduit, Eddy, Ellis, English, Evans, Graham, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Lyon, Malott, Millikin, Montgomery, Morgan, Porter, Reid of U., Rousseau, Walker, Walpole, and Winstandley—26.

Those who voted in the negative, are,

Messrs. Adams, Allen, Berry, Buckles, Dawson, Hamrick, Huffstetter, Kinnard, McCarty, Miller, Morrison, Odell, Read of C., and Woods—14.

So the bill was passed.

By Mr. Dawson—

MR. PRESIDENT :

The committee on the State Bank to whom was referred the report of the Sinking Fund Commissioner, have had that subject under consideration, and have come to the conclusion from said report that the fund has been well managed. They have not thought it proper to recommend legislation upon that subject, they therefore recommend that said report be laid on the table, and the committee discharged from the further consideration thereof.

Which report was concurred in, and
The said report of the Commissioner of the Sinking Fund laid
upon the table.

By Mr. Miller—

MR. PRESIDENT :

The committee on corporations to which was referred bill of the House 479, "to incorporate the Lamasco Iron Manufacturing Company," have had the same under consideration, and directed me to report the same back and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

By Mr. Read of Clark—

MR. PRESIDENT :

The committee to which was referred bill No. 333, "an act reviving an act defining the manner of collecting the taxes due from the Madison and Indianapolis Rail Road Company," have had the same under their consideration, and not having time to give it that consideration which the importance of the subject requires, have directed me to report it back for the action of the Senate, and ask to be discharged from the further consideration of that subject.

Mr. Herod moved to lay the bill upon the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Conduit, English, Hamrick, Harvey, Hendricks, Herod, Hubbard, Read of C., Rousseau, and Sleeth—12.

Those who voted in the negative are,

Messrs. Berry, Cornett, Dawson, Eddy, Ellis, Evans, Graham, Hardin, Holloway, Houghton, Huffstetter, James, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Reid of U., Walpole, Winstandley, and Woods—25.

So the bill was not laid upon the table ;

When,

Mr. Walpole moved to suspend the rules and read the bill a third time now ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Cornett, Dawson, Eddy, Ellis, Evans, Graham, Hardin, Holloway, Houghton, Huffstetter, James, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Odell, Porter, Reid of U., Walpole, and Woods—24.

Those who voted in the negative are,

Messrs. Adams, Cassatt, Conduit, English, Hamrick, Harvey, Hendricks, Herod, Hubbard, Lyon, Morrison, Read of C., Rousseau, and Sleeth—14.

So the rules were not suspended, and
The bill was ordered to be engrossed for a third reading.
By Mr. Graham—

MR. PRESIDENT :

The select committee to whom was referred House bill No. 273, "relative to the office of Auditor of Warriek county," have had the same under consideration, and have directed me to report the same back, and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time, and passed.
By Mr. Rousseau—

MR. PRESIDENT :

The select committee to which was referred bill of the House No. 17, entitled "an act to repeal an act therein named," have had that subject under consideration, and have directed me to report the same back to the Senate, and respectfully ask that the same may be laid on the table, and that they be discharged from the further consideration thereof.

Which report was concurred in, the committee discharged, and the bill laid on the table.

By Mr. Hendricks,

MR. PRESIDENT :

The select committee to whom was referred bill of the House

No. 172, have had the same under consideration, and have directed me to report the same back to the Senate, and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time, and passed.

By Mr. Harvey—

MR. PRESIDENT :

The select committee to whom was referred bill of the House No. 467, entitled, "an act in relation to the Prosecuting Attorney of Hendricks county," have considered the same, and directed me to report said bill back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

By Mr. Miller—

MR. PRESIDENT :

The select committee to which had been referred the petition of Harrison P. Weaver, and others, asking a part of Knox county to be attached to the county of Pike, after due consideration, have instructed me to report the same back to the Senate, and recommend that the same be laid on the table, and request to be discharged from further consideration of the subject, it appearing that the petitioners had not complied with the provisions of the act "to define the duties of petitioners for the formation of new counties," approved January 15, 1845, no notice having been given, as required by said act.

Which report was concurred in, and

The petition laid upon the table.

By Mr. Harvey—

MR. PRESIDENT :

The select committee to whom was referred bill of the Senate No. 151, entitled "a bill to amend the 4th article, of the 7th chapter, of the revised laws of 1843," have considered the same, and instructed me to report said bill back to the Senate, without amendment, and recommend its passage.

Which report was concurred in, and

On motion,

The rules were suspended, the bill considered as engrossed read a third time and passed.

Also, by Mr. Harvey—

MR. PRESIDENT :

The select committee to whom was referred the petition of Simon Hornaday, and others, citizens of Hendricks county, praying the incorporation of a company to construct a plank or gravel road from Danville to the central plank road, have considered the same and instructed me to report the accompanying bill, amendatory of the general plank road law, and recommend its passage.

No. 423. A bill to amend the general plank road law ;
Which was read a first time, and,

On motion by Mr. Harvey,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Harvey,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Holloway—

MR. PRESIDENT :

The select committee, to whom was referred bill No. 205, entitled "an act to amend an act entitled, an act to incorporate the Terre Haute and Richmond Rail Road Company," approved January 26, 1847, have had the same under consideration, and have amended the same, in accordance with the instructions of the Senate, and a majority of the committee have directed me to report the same back to the Senate, and when the amendment is adopted, to recommend its passage.

Which report was concurred in, and,

The amendments adopted.

Mr. Holloway moved to amend as follows :

"Strike out all the amendments except the fourth ;"

Which amendment was adopted ; and

On motion by Mr. Holloway,

The rules were suspended, the amendment considered as engrossed, the bill read a third time, and passed.

By Mr. James—

MR. PRESIDENT :

The committee of free conference to whom was referred the dis-

agreement between the two Houses, on House bill No. 64, entitled "an act in relation to extra taxes in Lamasco City," have had the same under consideration, and have directed me to report to the Senate that they have agreed to amend the amendment of the Senate, so that the whole amount of taxes to be annually assessed by the President and Trustees of said Lamasco City, shall not exceed sixty cents on each one hundred dollars worth of property.

Which report was concurred in.

BILLS INTRODUCED.

By Mr. Berry,

No. 424. A bill to provide for the reporting of the decisions of the supreme court ;

Which was read a first time and passed to a second reading.

By Mr. Rousseau,

No. 425. A bill to amend an act entitled an act to modify the agency of State, and reduce the expenses thereof, approved January 14, 1850 ;

Which was read a first time and passed to a second reading.

By Mr. Odell,

No. 426. A bill to repeal an act in relation to the county semi-
nary fund of Tippecanoe county ;

Which was read a first time, and,

On motion by Mr. Odell,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Odell,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Eddy,

No. 427. A bill to incorporate the German Theological Seminary of the German Evangelical Lutheran Synod of Missouri, Ohio, and other States ;

Which was read a first time, and,

On motion by Mr. Eddy,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

By Mr. McCarty,

No. 428. A bill to regulate the time for civil and chancery business of the Marion and Hancock circuit courts ;

Which was read a first time, and,

On motion by Mr. McCarty,

The rules were suspended, the bill read a second time, when Mr. Walpole proposed the following amendment :

Insert in the proper place—

"And the 4th Mondays in March and September, in Hancock, and shall sit six days at each term."

Which omendment was adopted ; and,

On motion by Mr. McCarty,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Adams,

No. 429. A bill changing the time of holding the May term of the probate court of Monroe county, for the year 1850 ;

Which was read a first time, and,

On motion by Mr. Adams,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Adams,

The rules were further suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Ellis,

No. 430. A bill to incorporate the Harrison Draw Bridge Company ;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and referred to the committee on corporations.

ORDERS OF THE DAY.

Bills on their Third Reading.

No. 62. A bill (House) to prevent the forfeiture of school lands in Warren, Franklin, and Dearborn counties ;

Was read a third time and passed.

No. 239. A bill (House) to amend the 224th section of the 30th chapter of the revised statutes of 1843 ;

Was read a third time and passed.

No. 254. A bill (House) to locate a State road in the counties of Sullivan, Clay, Owen, and Hendricks ;

Was read a third time and passed.

No. 280. A bill (House) to compel speculators to pay their due proportion of road tax in the county of Miami ;

Was read a third time and passed.

No. 468. A bill (House) authorizing the transfer of the liens of mechanics and others, on buildings.

Was read a third time and passed.

No. 417. A joint resolution on the subject of slavery ;

When,

Mr. Dawson moved to postpone the further consideration of said joint resolution, till to-morrow at two o'clock, P. M.

The ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Conduit, Cornett, Dawson, Eddy, Evans, Herod, Hubbard, Kinnard, Montgomery, Morgan, Reid of U., Rousseau, and Walpole—15.

Those who voted in the negative are,

Messrs. Berry, Cassatt, Ellis, Graham Hamrick, Hardin, Harvey, Hendricks, Holloway, Huffstetter, James, Lyon, McCarty, Miller, Millikin, Morrison, Odell, Porter, Read of C., Winstandley, and Woods—21.

So the consideration of said joint resolution was not so postponed.

The question then being, shall the joint resolution be engrossed for a third reading?

And it was so ordered.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have again refused to concur in the engrossed amendment of the Senate to engrossed bill of the House,

No. 71. An act to repeal a proviso to an act therein named ;
When,

On motion by Mr. Walker,

The Senate insisted on the said engrossed amendment of the Senate to said engrossed bill of the House.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions thereof:

No. 82. A joint resolution on the subject of admitting slave territory ;

No. 267. A joint resolution on the subject of increasing the common school fund.

No. 278. An act to repeal an act therein named.

No. 391. An act to incorporate the Peru and Warsaw Plank Road Company.

No. 292. An act to revive an act to provide for the support of the indigent blind of the State of Indiana.

No. 363. An act to attach a portion of congressional township, No. 4, range 9 west, to township, No. 3, range 9 west, in Gibson county.

No. 364. An act to incorporate the Fort Wayne and Wolf Lake Turnpike Road Company.

No. 366. An act to amend an act entitled an act supplementary to an act, to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville, approved January 19, 1846, approved January 27, 1847.

No. 368. An act changing the mode of doing county business in the county of Crawford.

No. 372. An act to reduce the fees for recording deeds and other conveyances, in the county of Warrick.

No. 378. An act to vacate a certain road therein named.

No. 380. An act to amend the road law in Jefferson county.

No. 381. An act to repeal an act entitled an act to regulate clerk's fees in the probate court of Parke county, approved January 16, 1849.

No. 382. An act to amend an act entitled an act to incorporate the town of Greencastle, in the county of Putnam, approved January 16, 1849.

No. 387. An act to repeal the law authorizing the township trustees of the county of Warren, and State of Indiana, to assess a tax.

No. 388. An act to repeal certain sections of an act therein named.

No. 389. An act to change the name of George Searle Stephens of Vanderburgh county.

No. 393. An act to repeal a certain act therein named, as far as the same applies to the county of Randolph.

No. 394. An act concerning the easement of the Valley Mills in Allen county;

No. 396. An act to raise the salaries of the associate and probate judges in the county of Warren;

No. 379. An act to change the mode of doing county business in the county of Owen;

No. 398. An act to amend section 27, of chapter 7, of the Revised Statutes of 1843, so far as it relates to the counties of Greene and Posey;

No. 401. An act to authorize certain officers and other persons to administer certain oaths, and in other cases therein specified;

No. 403. An act legalizing the election of trustees of the town of Cloverdale, in Putnam county;

No. 405. An act to amend the tenth section of chapter 21, of the Revised Statutes of 1843;

No. 406. An act to increase the pay of the probate judges of the counties of Knox, Kosciusko and Randolph;

No. 407. An act to repeal part of an act entitled "an act to fix the time of holding courts in the first judicial circuit, and the probate court of Tippecanoe county," approved January 2, 1849;

No. 409. An act concerning crimes and punishment;

No. 412. An act to reduce the fees of the recorder of Green county;

No. 410. An act to amend an act entitled "an act to confine voters to their respective townships," approved January 13, 1845, so far as relates to the county of Martin;

No. 413. An act to amend the 11th article of the 12th chapter of the Revised Laws of 1843, so far as Putnam county is concerned;

No. 414. An act to change the name of Abraham Moore to that of Cyrus Moore Dunham;

No. 415. An act to provide for the election of trustees of the town of Lafayette by single district;

No. 417. An act for the relief of David Baker, of Cass county;

No. 424. An act to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly relative to laying out, opening, repairing, changing, and vacating public highways, and the erection and repair of bridges, and to amend the same," approved January 17, 1849, so far as relates to Gibson county;

No. 425. An act to raise a revenue for State purposes for 1850;

No. 436. An act to vacate part of a State road therein named;

No. 436. A joint resolution relative to the donation of certain lands in the Vincennes land district, for the purpose of sustaining and encouraging common schools;

No. 470. An act to authorize suits to be brought in the name of the State of Indiana upon the relation of county auditors in certain cases;

No. 473. An act to repeal an act entitled "an act to levee the Wabash river on Shaker Prairie," approved January 14, 1846;

No. 475. An act changing the mode of electing United States Senators;

No. 480. An act to incorporate the Vincennes and Orleans Railroad Company;

No. 500. An act to authorize the appointment of a private secretary to the Governor;

No. 502. An act to incorporate the Eagle Creek Plank Road Company, in Marion county;

No. 512. An act to incorporate the Jonesboro and New Cumberland Plank Road Company;

No. 518. An act to incorporate the Centreville and Jacksonburgh Turnpike Company;

No. 519. An act to authorize Margaret Hunt to file a bill for a divorce in the Martin Circuit Court, and to regulate the proceedings therein;

No. 520. An act to authorize the county commissioners of Fountain county to vacate a certain street in Rob Roy, Fountain county;

No. 522. An act to amend an act entitled "an act to incorporate the Indiana Mutual Fire Insurance Company," approved January 30, 1837;

No. 524. An act to regulate the retailing of spirituous liquors in the county of Kosciusko;

No. 525. An act in relation to the President and Directors of the Terre Haute and Richmond Railroad Company, and to secure the more speedy completion of said road ;

No. 533. An act for the more effectual, just, and equal assessment of personal property, money, credits, and capital stock or money, and stock corporation in the county of Pike ;

In which the concurrence of the Senate is respectfully requested.
And joint resolution in said message entitled,

No. 82. A joint resolution on the subject of admitting slave territory ;


Was read a first time and passed to a second reading.

And joint resolution in said message entitled,

No. 267. A joint resolution on the subject of increasing the common school fund ;

Was read a first time, and passed to a second reading.

And bill in said message entitled,

 No. 278. A bill to repeal an act therein named ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 291. A bill to incorporate the Peru and Warsaw plank road company ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 292. A bill to revive an act to provide for the support of the indigent blind of the State of Indiana ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

Nor 363. A bill to attach a portion of congressional township No. 4, range 9 west, to township No. 3, range 9 west in Gibson county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

Referred to a select committee consisting of
Messrs. Miller, Graham, and James.

And bill in said message entitled,

No. 364. A bill to incorporate the Fort Wayne and Wolf Lake
turnpike road company;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Referred to a select committee consisting of,

Messrs. Dawson, Eddy, and Berry.

And bill in said message entitled,

No. 366. A bill to amend an act entitled "an act supplementary
to an act to provide for the funded debt of the State of Indiana, and
for the completion of the Wabash and Erie Canal to Evansville,"
approved January 27, 1847 ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and,

Ordered to a third reading.

And bill in said message entitled,

No. 368. A bill changing the mode of doing county business in
the county of Crawford ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 372. A bill to reduce the fees for recording deeds and other
conveyances in the county of Warrick ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Was referred to a select committee consisting of

Messrs. Graham, Miller, and James.

And bill in said message entitled,

No. 378. A bill to vacate a certain road therein named ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time ; and,

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 380. A bill to amend the road law in Jefferson county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 381. A bill to repeal an act entitled "an act to regulate clerk's fees in the probate court of Park county," approved January 16, 1849 ;

Was read a third time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 382. A bill to amend an act entitled, "an act to incorporate the town of Greencastle in the county of Putnam," approved January 16, 1849,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message entitled,

No. 387. A bill to repeal the law authorizing the township trustees of the county of Warren, and State of Indiana, to assess a tax,

Was read a first time, and passed to a second reading.

And bill in said message entitled,

No. 388. A bill to repeal a certain section of an act therein named,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 389. A bill to change the name of George Searle Stephens, of Vanderburgh county,

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 393. A bill to repeal a certain act therein named, as far as the same applies to the county of Randolph,

Was read a first time and passed to a second reading.

And bill in said message entitled,
 No. 394. A bill concerning the easement of the Valley Mills in Allen county,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Dawson,

Was laid on the table.

And bill in said message entitled,

No. 396. A bill to raise the salaries of the Associate and Probate Judges in the county of Warren,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

Was laid on the table.

And bill in said message, entitled,

No. 397. A bill to change the mode of doing county business in the county of Owen,

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 398. A bill to amend section 27 of chapter 7, of the Revised Statutes of 1843, so far as it relates to the counties of Greene and Posey,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and indefinitely postponed.

And bill in said message, entitled,

No. 401. A bill to authorize certain officers and other other persons to administer certain oaths, and in other cases therein specified,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On motion by Mr. Miller,

Laid on the table.

And bill in said message, entitled,

No. 403. A bill legalizing the election of trustees of the town of Cloverdale in Putnam county,

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 405. A bill to amend the 10th section of chapter 24, of the Revised Statutes of 1843,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and laid on the table.

And bill in said message, entitled,

No. 406. A bill to increase the pay of the Probate Judges of the counties of Knox, Kosciusko, and Randolph,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 407. A bill to repeal part of an act entitled, "an act to fix the time of holding courts in the first Judicial Circuit and the Probate Court of Tippecanoe county," approved January 2d, 1849,

Was read a first time, and,

On motion,

The rules were suspended, the bill read second a time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 409. A bill concerning crimes and punishment,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and laid on the table.

And bill in said message, entitled,

No. 410. A bill to reduce the fees of the recorder of Greene county,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Rousseau,

Indefinitely postponed.

And bill in said message, entitled,

No. 412. A bill to amend an act entitled, "an act to confine voters to their respective townships," approved January 13, 1845, so far as relates to the county of Martin,

Was read a first time, and,

On motion by Mr. Houghton,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Houghton,
The rules were suspended, the bill read a third time, and,
The question being,
"Shall the bill pass?"

And the ayes and noes being demanded by two Senators, they
were ordered :

Those who voted in the Affirmative are,

Messrs. Adams, Allen, Brugh, Cassatt, Conduit, Cornett, Ellis,
English, Graham, Hamrick, Hardin, Harvey, Hendricks, Holloway,
Houghton, Hubbard, James, Lyon, McCarty, Montgomery, Morgan,
Morrison, Porter, Rousseau, Walker, Walpole, Winstandley, and
Woods—28.

Those who voted in the Negative are,

Messrs. Berry, Dawson, Eddy, Evans, Herod, Kinnard, Miller,
Odell, and Read of Clark—9.

So the bill passed.

And bill in said message, entitled,

No. 413. A bill to amend the 11th article of the 12th chapter, of
the Revised Laws of 1843, so far as Putnam county is concerned,

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and or-
dered to a third reading.

And bill in said message entitled,

No. 414. A bill to change the name of Abraham Moore to that
of Cyrus Moore Dunham ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 415. A bill to provide for the election of trustees of the
town of Lafayette by single districts ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 417. A bill for the relief of David Baker, of Cass county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 424. A bill to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly relative to laying out, opening, repairing, changing, and vacating public highways, and the erection and repair of bridges, and to amend the same," approved January 17, 1849, so far as relates to Gibson county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 425. A bill to raise a revenue for State purposes for 1850 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

Was committed to the committee of the whole Senate, and made the special order of the day for to-morrow at 10 o'clock, A. M.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the Speaker of the House of Representatives has signed the following enrolled acts of the House :

No. 230. An act to incorporate the West Point Literary Agricultural College in Tippecanoe county ;

No. 227. An act in relation to the auditor of Warrick county ;

No. 458. An act to amend an act entitled an act to incorporate the Attica and Warren county Bridge company, approved February 16, 1848 ;

No. 300. An act relative to the field notes, maps, records, and other papers appertaining to land titles within the State of Indiana ;

No. 449. An act to prevent the sale of spirituous liquors in the township of Mound, in the county of Warren, and State of Indiana, without procuring a license therefor ;

No. 218. An act to locate a State road between the counties of Vigo and Clay ;

No. 456. An act defining the boundaries of school district No.

1 in Congressional township No. 12 north, of range No. 5 west, in the counties of Clay and Owen ;

No. 461. An act to declare certain water courses in the counties Perry and Spencer public highways, and for other purposes ;

No. 233. An act to authorize the location of a State road on the county line of Porter and Lake counties ;

No. 231. An act to regulate the manner of doing business in the Jasper probate court ;

No. 219. An act concerning the duties of the county treasurers of the counties of Kosciusko and Knox ;

No. 469. An act to vacate certain roads therein named ;

Which I am directed to bring the Senate for the signature of the President thereof :

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

No. 278. An act for the punishment of misdemeanors in the town of Lafayette, in Tippecanoe county ;

No. 280. An act to incorporate the Tippecanoe Monument Association ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 91. An act to amend the 138th section of the 45th chapter of the Revised Statutes of 1843 ;

No. 305. An act to incorporate the Evansville Insurance company.

Also, the following message from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the Speaker of the House has signed the following enrolled acts of the House :

No. 188. An act in relation to the change of names ;

No. 284. An act to incorporate the Rising Sun and Versailles Turnpike company ;

No. 459. An act to vacate the village of Mount Pleasant, in St. Joseph county ;

No. —. An act to repeal an act therein named concerning Sheriffs, so far as the same relates to the county of Martin ;

No. 440. An act in relation to the school fund in Floyd county ;

No. 178. An act to incorporate the Goodwin Female Institute of Lafayette ;

No. 206. An act defining the duties of county treasurers in several counties therein named ;

No. 365. An act to amend an act entitled an act to amend the charter of the Milford and Columbus Railroad company ;

No. 89. An act to incorporate the Grand Royal Arch Chapter of the State of Indiana ;

No. 193. An act to regulate the per diem allowance for work done on the public highways in the county of Adams, and other counties therein named ;

No. 129. An act to increase the fees of jurors before probate courts ;

No. 153. An act to amend section 141 of chapter 35 of the Revised laws of 1843, relating to the duties of overseers of the poor ;

No. 324. An act to amend an act extending the jurisdiction of justices of the peace in certain criminal cases, approved February 16, 1848, and also to limit the sessions of the grand jurors in Fulton county ;

No. 416. An act to amend an act entitled an act to incorporate the Peru and Indianapolis Railroad company, approved January 19th, 1846 ;

No. 257. An act to incorporate the Harrison and Boardman Turnpike road company ;

Which I am directed to bring to the Senate for the signature of the President thereof.

On motion by Mr. Millikin,

Leave of absence was granted to Mr. Woods from and after Friday next.

On motion by Mr. Rousseau,
The Senate adjourned.

FRIDAY MORNING, JANUARY 18, 1850.

The Senate met.

On motion by Mr. Lyon,
The reading of the journal was dispensed with.

PETITIONS PRESENTED.

By Mr. Harvey,

The petition of Alexander North and others, citizens of Hendricks county, praying the passage of a law prohibiting the sale of intoxicating liquors in the town of Plainfield and vicinity ;

Which was referred to a select committee consisting of
Messrs. Harvey, Houghton, and Brugh,

REPORTS FROM STANDING COMMITTEES.

On motion by Mr. Graham,
Leave of absence was granted to Mr. Sleeth.
By Mr. Sleeth—

MR. PRESIDENT :

The judiciary committee to whom was referred Senate bill, No. 391, entitled "a bill to transfer the title papers, judgments, &c., connected with the Georgia lands, to Martin R. Green," with instructions to inquire whether the purchase money had been paid into the treasury ; and, also, whether Mr. Green's bid was the highest offered for said land, have had the subject under consideration, and have directed me to report the bill back to the Senate for its action ; and, also, to state that inquiry has been made of the State Treasurer as to whether the said purchase money had been paid into the treasury, and received for answer that it had *not*, officially, but that Gov. Dunning had informally deposited some eight hundred dollars with him, and that he understood from the Governor that it was a part of said purchase money, and that it *would* be officially applied. The committee has not been able to ascertain whether Mr. Green's bid was the highest offered or not.

The hour having arrived for the consideration of the special order of the day, the Senate resolved itself into committee of the whole on bill of the House

No. 425. A bill to raise revenue for State purposes for 1850 ;
And having spent some time therein, the committee rose and re-

ported the bill back to the Senate without amendment, and asked to be discharged from the consideration thereof;

And the committee was discharged.

When,

Mr. Cornett proposed the following amendment :

"Insert the word "cents" after the word "two" in the tenth line of the second section.

Which was adopted, when,

Mr. Holloway proposed the following amendment.

"Strike out the word "twenty-five" in the first section and insert "thirty."

A division of the question being called for, and,

The question being,

Will the Senate strike out?

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Hamrick, Hendricks, Holloway, Houghton, Hubbard, Miller, Morgan, and Odell—8.

Those who voted in the negative are,

Messrs. Adams, Berry, Brugh, Buckles, Cassatt, Conduit, Cornett, Dawson, English, Evans, Graham, Hardin, Harvey, Herod, Hufstetter, James, Kinnard, Malott, Millikin, Montgomery, Morrison, Porter, Read of Clark, Rousseau, Sleeth, Walker, Winstandley, and Woods—28.

So the Senate refused to strike out.

Mr. Dawson proposed the following amendment :

"Strike out the word "seventy-five" in the first section and insert "fifty."

Which amendment was not adopted ; when,

On motion,

The rules were suspended, the amendments considered as engrossed, and the bill read a third time, and passed.

The Senate then resumed the consideration of Senate bill, entitled,

No. 391. A bill to transfer the title papers, judgments, &c., connected with the Georgia lands, to Martin R. Green.

And the question being,

Shall the bill be engrossed for a third reading?

When,

Mr. Rousseau proposed the following amendment :

Strike out the 1st section from the enacting clause, and insert as follows :

Sec. 1. That the Governor of the State is directed to transfer to Martin R. Green all the right, title, and interest of the State, in and to any lands now lying in the State of Georgia, together with the papers and deeds in relation to said lands now in her possession, so that said Green shall have the same title to the same, as the State has or had at the time of the sale to said Green by the Governor.

Which amendment was adopted.

Mr. Morrison proposed the following amendment :

Add as follows :

"That the Governor shall not make the title before the purchase money is paid to the Agent authorized to sell said lands."

Which was adopted.

Mr. English moved to suspend the rules and read the bill a third time now ;

The question being,

Shall the rules be suspended ?

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Buckles, Eddy, Ellis, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Huffstetter, James, Malott, Rousseau, Sleeth, Walker, Walpole, Winstandley, and Woods—24.

Those who voted in the negative are,

Messrs. Cassatt, Conduit, Cornett, Dawson, Holloway, Hubbard, Kinnard, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., and Reid of U.—17.

So the rules were not suspended, and,

The bill was ordered to be engrossed for a third reading.

Also, by Mr. Sleeth,

MR. PRESIDENT :

The judiciary committee to whom was referred House bill No. 489, entitled, "an act to change the name of Andrew Jackson Keeth, to that of Andrew Jackson Wiggins, and for other purposes,"

have had that subject under consideration, and have directed me to report it back and recommend that it be amended by striking out the second section, and when so amended, recommend its passage.

Amendment referred to :

Strike out the second section ;

Which report was concurred in ;

The amendment adopted, and ordered to be engrossed, and the bill ordered to a third reading.

Also, by Mr. Sleeth,

MR. PRESIDENT :

The judiciary committee to whom was referred joint resolution No. 342, entitled, "a joint resolution in relation to a convention to alter and amend the constitution of this State," have had that subject under consideration, and have directed me to report it back to the Senate for its action.

Mr. Rousseau proposed the following amendment :

"That for their services said officers shall receive a reasonable compensation, to be allowed by the boards doing county business for their respective counties, and paid out of the county treasury.

On motion by Mr. Miller,

The joint resolution and pending amendments, were

Laid upon the table.

Also, by Mr. Sleeth,

MR. PRESIDENT :

The committee on the judiciary, to whom was referred Senate bill No. 220, entitled, "a bill to vacate certain leases for water power on the Central Canal, therein named," have had that subject under consideration, and have directed me to report it back to the Senate, and recommend legislation thereon inexpedient.

Which report was concurred in, and,

The bill laid on the table.

The Senate then resumed the consideration of

No. 2. A joint resolution relative to slavery in the Territories of the United States ;

The question being,

On recommitting the joint resolution and pending amendments thereto to a select committee, as proposed by Mr. Rousseau ;

When,

Mr. Rousseau withdrew his motion to re-commit ;

Whereupon,

Mr. Holloway proposed the following amendment to the amendment :

“That our Senators in Congress be, and they are instructed, to use their influence and vote against the admission of any State in this Union of States, that does not prohibit slavery by the provisions of its constitution ;”

Mr. Berry moved to lay the amendment to the amendment, as proposed by Mr. Holloway, upon the table ;

When,

Mr. Rousseau moved to lay the amendment and the amendment thereto, upon the table ;

Mr. Berry called for a division of the question ;

The President decided the question to be susceptible of division, and,

The question being,

On laying the amendment to the amendment upon the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Dawson, Eddy, English, Graham, Hardin, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Millikin, Morrison, Read of C., Rousseau, Walker, Winstandley, and Woods.—23.

Those who voted in the negative are,

Messrs. Conduit, Cornett, Ellis, Evans, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, Reid of U., and Walpole—18.

So the amendment to the amendment, as proposed by Mr. Holloway, was laid upon the table.

The question then being,

On laying the amendment, as proposed by Mr. Reid of Union upon the table ;

And the ayes and noes being demanded by two Senators they were ordered :

Those who voted in the affirmative are,

Messrs. Cornett, Rousseau, and Winstandley—3.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Conduit, Dawson, Eddy, Ellis, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, James, Kinnard, Lyon, Malott, McCarty, Miller, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., Reid of U., Walker, Walpole, and Woods—37.

So the amendment as proposed by Mr. Reid of Union, was not laid upon the table.

Mr. Berry then proposed the following amendment to the amendment:

Amend section 1, by striking out of the first section all after the words "that" in the first line, and insert the following—"the rule of international law, which declares that the laws, rights, and institutions of territory acquired by treaty remain in force until rightfully altered by the new government, is a principle based upon justice and humanity, and ought to be inviolably respected in the case of our recently acquired Mexican possessions; and that inasmuch as California and New Mexico, including the upper valley of the Rio Grande, west of Puerco, are like the other territories of the United States, in fact and in law, free territories, and that they of right ought to remain so, that any law passed for the organization of any territory of the United States, ought to contain a clause providing for an appeal from the Territorial Courts to the Supreme Courts of the United States; and also a provision prohibiting the Territorial Government from passing any enactment upon the subject of slavery.

The question being on the adoption of the amendment to the amendment;

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Dawson, English, Graham, Hardin, Huffstetter, Kinnard, Lyon, Malott, Miller, Morrison, Read of Clark, Walker, Winstandley, and Woods.—18.

Those who voted in the negative are,

Messrs. Buckles, Conduit, Cornett, Eddy, Ellis, Evans, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Reid of Union, and Woods.—21.

So the amendment to the amendment was not adopted.

Mr. Harvey moved the previous question, and

The question being, "Will the Senate second the call for the previous question?"

And the ayes and nocs being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Conduit, Cornett, Ellis, Hamrick, Harvey, Herod, Holloway, Houghton, Hubbard, McCarty, Montgomery, Morgan, Odell, Porter, Rousseau, and Walpole.—16.

Those who voted in the negative are,

Messrs. Adams, Allen, Berry, Buckles, Dawson, Eddy, English, Evans, Graham, Hardin, Huffstutter, Kinnard, Lyon, Malott, Miller, Millikin, Morrison, Read of C., Reid of U., Sleeth, Walker, Winstandley, and Woods.—23.

So the call for the previous question was not seconded.

Whereupon Mr. Conduit proposed the following amendment :

Strike out of the second section the words "by persons not residents and citizens," so that said resolution shall be, "that our Senators be instructed, and our Representatives requested, to vote for the passage of a law to prevent the slave traffic in the District of Columbia without reservation to the citizens of said District."

Pending which, and before a vote was taken,

On motion by Mr. Hardin,
The Senate adjourned.

Two o'clock, P. M.

The Senate met,

And proceeded to the consideration of the

ORDERS OF THE DAY.

Bills on their Third Reading.

No. 333. A bill reviving an act defining the manner of collecting State tax due from the Madison and Indianapolis Railroad company ;
Was read a third time, and
The question being, "Shall the bill pass?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Berry, Buckles, Cornett, Dawson, Eddy, Ellis, Evans, Holloway, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Miller, Morrison, Odell, Porter, Read of Clark, Reid of Union, Sleeth, Walker, and Walpole.—23.

Those who voted in the negative are,

Messrs. Adams, Allen, Brugh, English, Hamrick, Harvey, Hendricks, Herod, Houghton, Hubbard, Millikin, Montgomery, Morgan, and Winstandley.—14.

So the bill passed.

On motion by Mr. Morrison,

The order of business was suspended, and asked and obtained leave to make the following report :

MR. PRESIDENT :

The committee on finance to whom was referred a resolution of the Senate relative to the bill to charter the Columbus, Nashville, and Bloomington Railroad company, passed by the present General Assembly, have had that subject under consideration, and directed me to report that the 6th section of said bill authorizes *any* Railroad company to make and issue bonds for the payment of stock in said Railroad company, a part of which said 6th section they herewith report, and recommend that the subject be referred to the judiciary committee, and ask to be discharged from the further consideration of the subject.

Which report was concurred in, the committee on finance discharged,

And the said sixth section referred to the judiciary committee.

The Senate then resumed the consideration of orders of the day, and

No. 417. A joint resolution on the subject of slavery ;
Was read a third time, and

On motion by Mr. Eddy,
Referred to a select committee consisting of,
Messrs. Eddy, Reid of Union, and Evans.

No. 325. A bill (of the House) to provide for paying the amount due on the new stock belonging to the State in the Madison and Indianapolis Railroad company, and for other purposes ;

Was read a third time and passed.

No. 366. A bill (of the House) to amend an act entitled "an act supplementary to an act to provide for the Funded Debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville, approved January 19, 1846," approved January 27, 1847;

Was read a third time and passed.

No. 382. A bill (of the House) to amend an act entitled "an act to incorporate the town of Greencastle in the county of Putnam," approved January 16, 1849;

Was read a third time and passed.

No. 256. A bill (of the House) for the relief of widows whose husbands die intestate, without any heirs lineally descended from them.

Was read a third time and passed.

No. 413. A bill (of the House) to amend the 11th article of the 12th section of the Revised Laws of 1843, so far as Putnam county is concerned;

Was read third time, when

Mr. Hamrick proposed the following amendment:

"Amend section 1, by striking out the words "and domestic" after the word "foreign" in the fourth line."

Which was unanimously adopted, and

The bill passed.

Mr. Harvey moved to take from the table, bill of the Senate

No. 274. A bill to extend the benefits of a certain act therein named;

Which said bill was so taken from the table, when

Mr. Reid of Union proposed the following amendment:

"*Provided*, That the provisions of this bill shall not be in force in the counties of Union and Fayette."

Which was unanimously adopted, and

The bill passed.

Bills on their second reading.

On motion by Mr. Walpole,

No. 385. A bill to incorporate the town of Greenfield, in Hancock county;

Was taken from the table, and

On motion by Mr. Walpole,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

No. 424. A bill to provide for the reporting of the decisions of the Supreme Court;

Was read a second time, when

Mr. Porter moved to lay the bill upon the table;

And the ayes and noes being demanded by two Senators they were ordered:

Those who voted in the affirmative are,

Messrs. Adams, Allen, Brugh, Buckles, Conduit, Cornett, Dawson, Eddy, Ellis, English, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Malott, Millikin, Morgan, Morrison, Porter, Read of Clark, Reid of Union, Sleeth, Walker, Walpole, and Woods.—32.

Those who voted in the negative are,

Messrs. Berry, Kinnard, Lyon, McCarty, Montgomery, Odell, Rousseau, and Winstandley—8.

So the said bill was laid on the table.

No. 425. A bill to amend an act, entitled "An act to modify the Agency of State and reduce the expenses thereof," approved January 14, 1850 ;

Was read a second time, and,

On motion by Mr. Read of C.,

Indefinitely postponed.

No. 82. A joint resolution (of the House) on the subject of admitting slave territory ;

Was read a second time ; when

Mr. Miller moved to indefinitely postpone the said joint resolution ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Adams, Lyon, Malott, Miller, Rousseau, and Winstandley—6.

Those who voted in the negative are,

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Dawson, Eddy, Ellis, English, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Kinnard, McCarty, Millikin, Montgomery, Morgan, Morrison, Odell, Porter, Read of C., Read of Union, Sleeth, Walker, Walpole, and Woods—35.

So the said joint resolution was not indefinitely postponed.

Mr. Ellis moved the previous question,

And there was a second ;

And the question being,

"Shall the main question be now put?"

It was decided in the affirmative.

The main question being,

"Shall the joint resolution be ordered to a third reading on to-morrow?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Brugh, Buckles, Conduit, Cornett, Dawson, Eddy, Ellis, English, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Kinnard, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Read of C., Reid of U., Walker, Walpole, and Woods—29.

Those who voted in the negative are,

Messrs. Adams, Allen, Graham, James, Lyon, Miller, Rousseau, and Sleeth—8.

So the joint resolution was ordered to a third reading on to-morrow.

Mr. Ellis moved to suspend the rules and read the joint resolution a third time now.

And the question being on the suspension of the rules,

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the Affirmative are,

Messrs. Buckles, Conduit, Cornett, Dawson, Eddy, Ellis, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, McCarty, Millikin, Montgomery, Morgan, Odell, Porter, Reid of Union, and Walpole—23.

Those who voted in the Negative are,

Messrs. Adams, Allen, Berry, Brugh, English, Graham, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morrison, Read of Clark, Rousseau, Walker, Winstandley and Woods—18.

So the rules were suspended, and the joint resolution was ordered to a third reading.

No. 393. A bill (of the House) to repeal a certain act therein named, so far as the same applies to the county of Randolph ;

Was read a second time, and,

On motion,

The rules were suspended, the bill read a third time, and passed.

No. 387. A bill (of the House) to repeal the law authorizing the township trustees of the county of Warren, and State of Indiana, to assess a tax ;

Was read a second time and ordered to a third reading.
When the Senate resumed the consideration of

BILLS AND JOINT RESOLUTIONS OF THE HOUSE,

Which had been taken up on yesterday.

And bill in said message entitled,

No. 436. A bill to vacate part of a State road therein named ;

Which was read a first time, and,

On motion by Mr. Walpole,

The rules were suspended, the bill read a second time, and,

On motion,

Laid on the table.

And joint resolution in said message, entitled

No. 463. A joint resolution relative to the donation of certain lands in the Vincennes land district for the purpose of sustaining and encouraging Common Schools ;

Which was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second time, and,

On further motion,

The rules were further suspended, the joint resolution read a third time, and passed.

And bill in said message entitled,

No. 470. A bill to authorize suits to be brought in the name of the State of Indiana upon the relation of county auditors in certain cases ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 473. A bill to repeal an act, entitled " An act to levee the Wabash river on Shaker prairie," approved Jan. 14, 1846 ;

Which was read a first time, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Ellis,

Referred to a select committee, consisting of

Messrs. Ellis, Miller, and James.

And bill in said message entitled,

No. 475. A bill to change the mode of electing United States Senators ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message entitled,

No. 480. A bill to incorporate the Vincennes and Orleans Railroad Company;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

Referred to the committee on corporations.

And bill in said message entitled,

No. 500. A bill to authorize the appointment of private Secretary to the Governor;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 502. A bill to incorporate the Eagle Creek Plank Road Company, in Marion county;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and ordered to a third reading.

And bill in said message entitled,

No. 512. A bill to incorporate the Jonesboro and New Cumberland Plank Road Company;

Was read a first time, and,

On motion,

The bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 518. A bill to incorporate the Centreville and Jacksonburgh Turnpike Company;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 519. A bill to authorize Margaret Hunt to file a bill for a divorce in the Martin Circuit Court, and to regulate the proceedings therein;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 520. A bill to authorize the county commissioners of Fountain county, to vacate a certain street in Rob Roy, Fountain county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 522. A bill to amend an act entitled, "An act to incorporate the Indiana Mutual Fire Insurance Company," approved, January 30, 1837 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On motion,

Referred to the committee on corporations.

And bill in said message entitled,

No. 524. A bill to regulate the retailing of spirituous liquors in the county of Kosciusko;

Which was read a first time, and

On motion,

The rules were suspended, the bill was read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 525. A bill in relation to the President and Directors of Terre Haute and Richmond Railroad Company, and to secure the more speedy completion of said road.

(The President being temporarily absent, and a Senator in the chair.)

Mr. Walpole moved to reject said bill.

Whereupon,

Mr. Read of Clark, moved the previous question, and there was a second.

The question being,

Shall the main question be now put?

It was decided in the affirmative.

The main question being,

Shall the bill pass to a second reading on to-morrow ?

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Buckles, Conduit, Cornett, Dawson, Eddy, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, McCarty, Millikin, Morgan, Odell, Porter, Read of Clark, Sleeth, Walker, Winstandley, and Woods—32.

Those who voted in the negative are,

Messrs. Brugh, Ellis, English, Graham, Montgomery, Morrison, Reid of Union, Rousseau, and Walpole—9.

So the bill passed to a second reading on to-morrow.

And bill in said message entitled,

No. 533. A bill for the more effectual, just, and equal assessment of personal property, money, credits, and capital stock or money and stock corporations in the county of Pike ;

Which was read a first time, and,

On motion by Mr. Miller,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Miller,

Laid on the table.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have passed the following engrossed bills of the Senate, with sundry amendments thereto :

No. 126. An act to attach certain territory to the county of Blackford.

No. 310. An act permanently fixing the location of the Greenfield and Franklin State road within the counties of Hancock and Shelby.

No. 365. An act to amend the charter of the Evansville and Illinois Railroad company.

In which amendments the concurrence of the Senate is respectfully requested.

Mr. Buckles moved to concur in the engrossed amendment of the House to the engrossed bill of the Senate, entitled,

No. 126. A bill to attach certain territory to the county of Blackford,

With the following amendment :

Provided, however, It shall be the duty of the township assessors, or their deputies, of the townships of Washington, Union, and Niles,

to take a complete and full enumeration of all of the white male inhabitants over the age of twenty-one years, residents of the territory proposed to be attached to the county of Blackford, at the time of the passage of this bill; and said enumeration, and the taking thereof, shall in all things, so far as applicable, be governed by the general law requiring an enumeration of the white male inhabitants of the State: *And provided further*, that it shall be the duty of said Assessors to take said enumeration immediately after the notice of election contemplated in this act, shall have been given: *And provided further*, that it shall be the duty of said assessors, to furnish a copy of said enumeration to the judges and inspectors of said elections, whose duty it shall be to have said enumeration lists before them during the progress of said election: *And provided further*, that no persons whose names are not on said enumeration as one of the foregoing residents of said territory, shall not be permitted to vote at said election: *And provided further*, that it shall be the further duty of said assessors, immediately after said enumeration shall have been taken to forward certified copies thereof, to the County Auditor of said county of Delaware, whose duty it shall be to forward certified copies thereof to the Governor of the State: *And provided further*, that it shall be the duty of the officers of said election to forward certified copies of the respective poll-books of said election, to the Governor of the State immediately after said election.

The question being, on concurring in the engrossed amendment of the House to the said engrossed bill of the Senate, with the amendment as proposed by Mr. Buckles.

Pending which, and before the vote was taken.

Mr. Read of Clark asked and obtained leave to introduce the following resolution:

“Resolved, That when the Senate adjourn, it will adjourn to meet at 6½ o’clock this evening.”

And the question being on the adoption of the resolution,

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the affirmative are,

Messrs. Allen, Conduit, Eddy, Ellis, English, Evans, Graham, Hamrick, Hardin, Harvey, Hendricks, Herod, Houghton, Hubbard, Huffstetter, McCarty, Montgomery, Morrison, Odell, Read of C., Reid of U., Rousseau, Walker, and Woods—24.

Those who voted in the negative are,

Messrs. Berry, Brugh, Buckles, Cornett, Holloway, James, Miller, Morgan, Porter, Walpole, and Winstandley—11.

So the resolution was adopted.

On motion by Mr. Buckles,
The Senate adjourned.

6½ o'clock, P. M.

The Senate met.

Mr. Herod asked and obtained leave to introduce the following bill :

No. 431. A bill to extend an act approved, February 14, 1848, incorporating the town of Peru, to the town of Vernon, in Jennings county ;

Which was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Herod,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Berry asked and obtained leave to introduce the following bill :

No. 432. A bill to legalize the location of a State road in Franklin and Ripley counties ;

Which was read a first time, and,

On motion by Mr. Berry,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Millikin asked and obtained leave to make the following report :

MR. PRESIDENT :

The undersigned, chairman of the select committee, to whom was referred sundry memorials and remonstrances on the subject of the traffic in spirituous liquor, has been unable to procure a meeting of the committee, to take the matter under consideration. It is to be regretted that other duties, or any other cause, should have prevented the committee from investigating a subject of such vast importance to the citizens of the State. The undersigned regards the sale and use of ardent spirits as the great evil of the day, and one that calls loudly for stringent enactments to restrain the vicious who, regardless of the morals and happiness of the community, continue in the pernicious traffic.

The memorials and remonstrances are herewith returned to the nate.

JAS. P. MILLIKEN.

Which report was concurred in and the memorials and remonstrances laid on the table.

REPORTS FROM STANDING COMMITTEES.

By Mr. Buckles,

MR. PRESIDENT :

The judiciary committee, to whom was referred bill (Senate) No. 248, to authorize the sale of the feeder dam, in Delaware county, have had the same under consideration, and directed me to report it back for the action of the Senate, and ask that your committee be discharged from the further consideration thereof.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

By Mr. Graham,

MR. PRESIDENT :

The select committee, to which was referred House bill, No. 372, to reduce the fees for recording deeds and other conveyances in the county of Warrick, have had the same under consideration and have directed me to report the same back for the action of the Senate.

Which report was concurred in and the bill laid on the table.

By Mr. Cornett,

MR. PRESIDENT :

The committee on corporations, to which was referred bill, No. 270, (House) entitled a bill to incorporate the Delphi Northern Plank Road Company, have had the same under consideration and directed me to report it back to the Senate, with the following amendments, and recommend its passage :

Amendments referred to—

First amendment—

Amend section 6, by striking out so much thereof as authorizes corporations, county commissioners, and township trustees, to take stock.

Second amendment—

Strike out at section 30, the following words, viz: "Whenever its privileges are violated."

Which report was concurred in, the amendments adopted, and,

On motion,

The rules were suspended, the amendments considered as engrossed, the bill read a third time, and passed.

By Mr. Miller,

MR. PRESIDENT :

The committee on corporations, to whom was referred bill (House) No. 285, a bill to amend an act to incorporate the trustees of Indiana Asbury University, approved January 11, 1837, have had the same under consideration and have directed me to report the same back and recommend its passage :

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time, and passed.

By Mr. Berry,

MR. PRESIDENT :

The committee on corporations, to whom was referred Senate bill, No. 427, entitled a bill to incorporate the German Theological Seminary of the German Evangelical Lutheran Synod of Missouri, Ohio, and other States, have had that subject under consideration and directed me to report it back to the Senate, and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

By Mr. Miller,

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the Senate, No. 411, a bill to incorporate the Fort Wayne and Columbia Plank Road Company, have had the same under consideration and have directed me to report the same back with three amendments, and upon their adoption, recommend its passage :

Amendments referred to—

1. Amend the 6th section, by striking out so much thereof as authorizes the corporation, county commissioners, and township trustees to take stock.

2. Amend by striking out the 30th section.

3. Amend section 29, by striking out the words in the second line, "whenever its provisions are violated."

Which report was concurred in, the amendments adopted, and,
On motion,

The rules were suspended, the bill considered as engrossed, read a third time and passed.

By Mr. Porter,

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House, No. 517, entitled a bill to incorporate the Decatur, Portland, and Winchester Plank Road Company, have had the same under consideration and have made sundry amendments thereto, and have directed me to report the same back to the Senate, and when so amended, to recommend its passage :

Amendments referred to—

1. Amend the 5th section, by striking out so much thereof, as authorizes corporations, county commissioners, and township trustees to take stock.

2. Amend section 21, by adding the following proviso : *Provided*, the tolls charged, shall not be higher than the tolls usually charged on roads of a similar kind.

3. Amend section 28, by striking out these words, "whenever its provisions are violated."

Which report was concurred in, the amendments adopted, and,
On motion,

The rules were suspended, the amendments considered as engrossed, the bill read a third time, and passed.

By Mr. Graham,

MR. PRESIDENT :

The select committee, to which was referred House bill, No. 263, have had the same under consideration and have directed me to report the same back to the Senate, with one amendment, upon the adoption of which, they recommend its passage.

Amendment referred to—

Strike out the 4th section and insert—

"The said auditor of Gibson, shall not be required to attach said fractional part of the said township to said adjoining township, as provided above, until a majority of the legal voters of said township, (viz : township 4 south, of range 9 west,) shall petition him to do so.

Which report was concurred in, the amendments adopted, and,
On motion,

The rules were suspended, the amendments considered as engrossed, the bill read a third time, and passed.

By Mr. Dawson,

MR. PRESIDENT :

The select committee, to whom was referred bill of the Senate, No. 364, entitled an act to incorporate the Fort Wayne and Wolf Lake Turnpike Company, have had that subject under consideration and have instructed me to report the same back to the Senate and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a third time, and passed.

By Mr. Lyon,

MR. PRESIDENT :

The committee on federal relations, to whom was referred joint resolution of the House, No. 88, have given to the subject that consideration, which its importance demands, and have instructed me to report the same back to the Senate, with a recommendation that the same be laid on the table. That, in the opinion of said committee, it is at least of doubtful expediency if not dangerous to pass said joint resolution, at the present session of this General Assembly, especially in the shape in which the same was presented to said committee.

Which report was concurred in and the joint resolution laid on the table.

On motion by Mr. Dawson, House bill,

No. 394. A bill concerning the easement of the Valley Mills, in Allen county ;

Was taken from the table, and,

On motion by Mr. Dawson,

The rules were suspended, the bill read a third time, and passed.

On motion by Mr. Cassatt,

The Senate re-considered the vote on the passage of Senate bill, No. 248. A bill to authorize the sale of the feeder dam in Delaware county ;

When,

Mr. Walpole moved that said bill be laid on the table ;

Which motion did not prevail.

And the question being,

Shall the bill pass ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Buckles, Dawson, Eddy, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Huffstetter, Kinnard, Lyon, Millikin, Montgomery, Porter, Read of Clark, Sleeth, and Winsteadley—21.

Those who voted in the negative are,

Messrs. Brugh, Conduit, Cornett, Ellis, English, Graham, Holloway, Houghton, Hubbard, Miller, Morgan, Odell, Rousseau, Walker, Walpole, and Woods—16.

So the bill passed.

The Senate then resumed the consideration of a message from the House of Representatives, heretofore under consideration ;

When,

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled,

No. 310. A bill permanently fixing the location of the Greenfield and Franklin State road, within the counties of Hancock and Shelby.

On motion,

The Senate also concurred in the engrossed amendment of the House, to the engrossed bill of the Senate, entitled,

No. 365. A bill to amend the charter of the Evansville and Illinois Rail Road Company.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof:

No. 275. An act to provide for the incorporation and regulation of telegraph companies.

No. 298. An act to increase the pay of the Clerk of the Carroll circuit court, for discharging the duties of Auditor of Carroll county.

No. 302. An act to incorporate the Lagrange male and female seminary.

No. 310. An act to secure the more prompt payment of road tax.

No. 311. An act to refund money out of the State Treasury to certain citizens of Fulton county.

No. 315. An act to authorize the Board of Commissioners of Daviess county to compound a certain claim against the surviving security of Joseph Doherty, late of said county, deceased.

No. 316. An act to amend an act entitled "an act to increase and extend the benefit of common schools."

No. 320. An act for the relief of Hezekiah Hinkston, heir at law of David Hinkston, deceased, late of Marion county.

No. 321. An act declaring a certain stream therein named a public highway, in the county of Shelby.

No. 322. An act to provide for the election of township assessors in the county of Crawford.

No. 323. An act to amend the road law, so far as Jefferson county is concerned.

No. 326. An act to amend the 16th section of chapter 10, of the revised statutes of 1843.

No. 327. An act in relation to the sale of spirituous liquors in Ripley township, in the county of Rush.

No. 328. An act for the relief of Nancy Kitchen.

No. 329. An act to provide for draining wet lands in the county of Adams.

No. 331. An act to repeal a certain act therein named, so far as it relates to the county of Steuben.

No. 333. An act to repeal an act entitled "an act to incorporate the town of Bloomfield," approved February 2, 1837.

No. 334. An act declaring a certain road in Morgan county a State road.

No. 335. An act providing for the removal of fences from canal lands.

No. 336. An act to amend an act entitled "an act to provide for the election of township assessors in the counties therein named, and defining their duties," approved January 27th, 1847.

No. 338. An act to legalize the acts of the school commissioner of Marion county, and abolish the office of school commissioner.

No. 339. An act to locate a State road from Crawfordsville, Montgomery county, to Concord, in Tippecanoe county.

No. 340. An act to prohibit the sale of intoxicating drinks in Blue River township, Johnson county.

No. 342. An act to repeal an act therein named, so far as the county of Fayette is concerned.

No. 343. An act for the relief of William Mackey.

No. 348. An act to enable the qualified voters of district No. 4, in township 31 north, of range 6 east, in Kosciusko county, to levy a tax in said district sufficient to build a school house.

No. 349. An act for the relief of Zadock C. Smith, of Miami county.

No. 350. An act for the relief of persons who have made improvements on school section in township 25 north, of range 3 east, in the counties of Cass and Miami.

No. 351. An act to authorize the location of a State road in the counties of Jefferson, Scott, and Clark.

No. 354. A joint resolution in relation to the navigation of the Kankakee and Iroquois rivers, in the States of Indiana and Illinois.

No. 355. A joint resolution on the subject of improving the navigation of the Ohio river.

No. 356. A joint resolution relative to the Miami Indians.

No. 357. A joint resolution on the subject of vacant lands in the State of Indiana.

No. 370. An act to amend an act entitled "an act to provide for opening and repairing public roads and highways in the counties of Owen, Lawrence, and Greene," approved February 1, 1834.

No. 399. An act to incorporate the Lamasco Manufacturing and Ship Yard Company.

No. 418. An act making general appropriations for the year 1859.

No. 420. A joint resolution to enable the State of Indiana to draw arms and equipments from the United States.

No. 429. An act to change the name of the town of Westport in the county of Parke, to that of Howard.

No. 431. An act relative to a joint rail road, and joint passenger depot at Indianapolis.

No. 434. An act for the benefit of certain citizens of the semi-nary township, of Gibson county.

No. 485. An act relative to the jurisdiction of justices of the peace in certain criminal cases in the county of Tippecanoe.

No. 491. An act authorizing the Governor to take an appeal to the supreme court in Patrick McGinley's case.

No. 523. An act to incorporate the Spring Creek and Tippecanoe Hydraulic Company, of White county.

No. 529. An act further to amend the charter of the Lafayette and Indianapolis Rail Road Company.

No. 537. An act to locate a State road on the line between the counties of Steuben and De Kalb.

No. 538. An act for the relief of William J. H. Robinson, of Jackson county.

No. 541. A joint resolution to extend the privileges of the State Library.

No. 543. An act to authorize Presley A. Irwin, of Jennings county, to file a bill in chancery.

No. 544. An act to amend an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849, so far as the county of Putnam is concerned.

No. 545. An act to incorporate the Eagle creek Marion county horse thief detecting company.

No. 546. An act relative to the sale of land for taxes in the county of Johnson, and for other purposes.

No. 548. An act for the relief of Sarah M. Emmerson.

In all which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,
No. 275. A bill to provide for the incorporation and regulation of Telegraph companies ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time and
Referred to the committee on corporations.

And bill in said message, entitled

No. 298. A bill to increase the pay of the Clerk of the Carroll circuit court for discharging the duties of Auditor of Carroll county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message entitled,

No. 302. A bill to incorporate the Lagrange male and female seminary ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and
passed.

On motion by Mr. Hamrick,

The order of business was suspended, and

The Senate resumed the consideration of House bill,

No. 525. A bill in relation to the President and Directors of the Terre Haute and Richmond Rail Road Company, and to secure the more speedy completion of said road ;

Mr. Hamrick moved to suspend the rules and read the bill a second time now,

The question being on the suspension of the rules ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Brugh, Buckles, Conduit, Evans, Hamrick, Hardin, Harvey, Hendricks, Herod, Hubbard, Kinnard, Lyon, McCarty, Millikin, Montgomery, Morgan, Porter, Read of C., Rousseau, Sleeth, Walker, and Winstandley—25.

Those who voted in the negative are,

Messrs. Cornett, Dawson, Eddy, Ellis, English, Graham, Holloway, Houghton, Huffstetter, Miller, Odell, Walpole, and Woods—
13.

So the rules were not suspended, and,

The bill ordered to a second reading on to-morrow.

The following message was received from the Governor, by Mr. Tarkington, the Executive Messenger :

Mr. PRESIDENT :

I am directed by the Governor to inform the Senate, that he has approved and signed the following bills thereof, to-wit :

No. 137. An act for the relief of the Lawrenceburgh and Napoleon Turnpike company ;

No. 383. An act to repeal an act passed January 15th, 1844, so far as relates to Fairfield township, Tippecanoe county.

No. 382. An act to change the name of the town of Harrisburgh, in Hendricks county ;

No. 386. An act to amend an act entitled "an act to incorporate the Cross Plains and Laugherty Turnpike Company," approved January 15th, 1849.

No. 142. An act amendatory to an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named."

No. 113. An act to amend an act entitled an act to incorporate the Lafayette Plank Road company, approved January 3, 1849 ;

No. 392. An act in relation to wardens and vestrymen of the Protestant Episcopal Church ;

No. 166. An act to prevent frauds upon the revenue ;

No. 171. A joint resolution in relation to the slave trade ;

No. 155. An act to incorporate the Madison Gas Light Company ;

No. 107. An act to incorporate the Indiana Asbury Female College ;

No. 280. An act to incorporate the Tippecanoe Monumental Association ;

No. 278. An act for the punishment of misdemeanors in the town of Lafayette, in Tippecanoe county ;

No. 122. An act to give the probate judges of the counties of Gibson, Warren, and Jennings, jurisdiction of writs of *habeas corpus* ;

No. 139. An act providing for the election of township assessors in the counties of Green and Hamilton ;

No. 397. An act to incorporate the Clinton County Steam Mill Company ;

No. 312. An act to locate a state road in the counties of Henry and Delaware;

No. 398. An act to incorporate the Indianapolis and Brownsburgh Plank Road Company;

No. 324. An act to incorporate the Madison and Clifton Water Works;

No. 319. An act to incorporate the Cannelton Savings Institution;

No. 404. An act to incorporate the town of Liberty, in Union county;

All of which originated in the Senate.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate.

No. 91. An act to amend section 138, of chapter 45, of the Revised Statutes of 1843;

No. 4. An act to provide for calling a convention of the people of the State of Indiana, to revise, amend, or alter the constitution of said State;

Also, the following acts of the House :

No. 493. An act to attach certain families to a school district therein named in the county of Knox;

No. 296. An act for the distribution of the local laws, statutes, public documents, and reports, to the city of Jeffersonville;

No. 283. An act relating to the Probate court of Park county;

No. 508. An act to authorize the trustees of the Methodist Episcopal church in Bartholomew county, to sell and convey a certain house and lot therein named;

No. 495. An act fixing the salary of the auditor of Miami county;

No. 259. An act to amend section 11, chapter 56, of the Revised Statutes of 1843;

No. 494. An act to authorize the construction of a dam across the Tippecanoe river, in Pulaski county;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment :

No. 250. An act to incorporate the Shelbyville and Indianapolis Railroad Company, and for other purposes.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 292. An act to revive an act to provide for the support of the indigent blind of the State of Indiana ;

No. 368. An act changing the mode of doing county business in the county of Crawford ;

No. 378. An act to vacate a certain road therein named ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, the Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

No. 448. An act to incorporate the Drewersburgh Turnpike Company ;

No. 486. An act relative to extra pay of clerk and auditor of the county of Parke :

No. 295. An act to authorize the clerk of the Circuit Court of Carroll county to sell certain lots therein named ;

No. 501. An act explanatory of act, and to amend an act approved February 12, 1848, providing for the election of township assessors and township collectors, in Jennings county, and for other purposes ;

Also, the following message :

No. 510. A joint resolution in regard to the compensation of jurors in the United States District Court ;

No. 269 and No. 481 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendment of the Senate to engrossed bill of the House

No. 425. An act to raise a revenue for state purposes for 1850; Without amendment.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment:

No. 255. An act to amend "an act to incorporate the American cannal coal company."

Also, the following message was received from the House of Representatives, by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate.

No. 312. An act to locate a state road in the counties of Henry and Delaware ;

No. 397. An act to incorporate the Clinton county steam mill company ;

No. 398. An act to incorporate the Indianapolis and Brownsburgh plank road company ;

No. 319. An act to incorporate the Cannelton savings institution ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate:

No. 139. An act providing for the election of township assessors in the counties of Green and Hamilton ;

No. 122. An act to give the probate judge of the counties of Gibson, Warren, and Jennings, jurisdiction of writs of *habeas corpus* ;

No. 324. An act to incorporate the Madison and Clifton water works ;

No. 404. An act to incorporate the town of Liberty, in Union county ;

No. 308. An act to incorporate the Mount Vernon insurance company ;

Which I am directed to bring to the Senate for the signature of the President thereof :

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the report of the committee of free conference to whom was referred the disagreement of the two Houses in relation to the engrossed amendment of the Senate to engrossed bill of the House :

No. 64. An act in relation to extra taxes in Lamasco city ;

And that the House have concurred in said amendment of the Senate, with the modification thereof reported by said committee of free conference.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to engrossed bill of the House :

No. 451. An act regulating the license of traveling merchants and pedlars in the several counties therein named ;

Without amendment.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions of the Senate, without amendment :

No. 101. A joint resolution for the relief of James Galletly and others therein named;

No. 134. An act to incorporate the Bowling Green Manufacturing and Navigating Company;

No. 183. An act to repeal the second section of an act entitled "an act to change the time of holding the probate courts in the counties of Perry and Harrison," approved December 30, 1845, and for other purposes;

No. 186. An act requiring an enumeration of the white male inhabitants of this state;

No. 187. An act to locate a state road in the counties of Posey and Vanderburgh;

No. 190. An act to repeal an act entitled "an act to vacate a certain road in the county of Switzerland," approved January 17, 1849;

No. 191. An act to establish an additional precinct in Marrs township, in the county of Posey;

No. 192. An act to incorporate congressional township No. 19, in Delaware and Henry counties, for the encouragement of free schools;

No. 206. An act to regulate the retailing of spirituous liquors in Tippecanoe county;

No. 209. An act to provide for an extension of the time of holding the terms of the Marion probate court;

No. 226. An act to incorporate the town of Noblesville;

No. 238. An act supplemental and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in Vermillion county";

No. 265. An act to incorporate the Cloverdale Seminary;

No. 266. An act to cede and transfer the right and interest of the State in the North Port Feeder Dam, to the Board of Commissions of the county of Noble, for the use of common schools;

No. 285. An act to repeal an act entitled "an act to amend section 101, of chapter 39, of the Revised Statutes of 1843, so far as relates to the counties of Tipton and Morgan";

No. 301. An act to preserve the interests of the State of Indiana in the Madison and Indianapolis Railroad;

No. 304. An act to incorporate the town of Shelbyville in Shelby county;

No. 311. An act to incorporate the town of Troy, in Perry county;

No. 448. An act to amend an act entitled "an act to incorporate the city of Indianapolis," approved May 27th, 1848;

No. 393. An act to change the time of convening the legislature in 1850;

On motion by Mr. Hendricks,

Leave was given to Mr. McCarty to withdraw from the files of the Senate joint resolution,

No. 329. A joint resolution in relation to sinking the public debt and State interest as connected with such objects ;

On motion by Mr. Brugh,

The Senate resumed the consideration of bill,

No. 126. A bill to attach certain territory to the county of Blackford ;

And the question being on concurring in the engrossed amendment of the House to the said engrossed bill of the Senate, with the amendment as proposed by Mr. Buckles.

Pending which,

Mr. Millikin moved that the Senate adjourn ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Adams, Allen, Berry, Buckles, Cornett, Hardin, Herod, Kinnard, Millikin, Porter, Read of C., and Sleeth—12.

Those who voted in the negative are,

Messrs. Brugh, Conduit, Dawson, Eddy, Ellis, English, Evans, Graham, Hamrick, Harvey, Hendricks, Holloway, Houghton, Hubbard, Huffstetter, Lyon, McCarty, Miller, Montgomery, Morgan, Odell, Rousseau, Walker, Walpole, Winstandley, and Woods—26.

So the Senate did not adjourn.

And the Senate again resumed the consideration of concurring in the amendments to said bill of the Senate, No. 126 ; when

Mr. Winstandley moved to adjourn ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Buckles, Evans, Hamrick, Hardin, Lyon, Millikin, Montgomery, Porter, Read of C., Sleeth, and Winstandley—12.

Those who voted in the negative are,

Messrs. Brugh, Conduit, Cornett, Dawson, Ellis, English, Graham, Harvey, Hendricks, Holloway, Houghton, Hubbard, Huffstetter, McCarty, Miller, Odell, Walker, Walpole, and Woods—19.

So the Senate did not adjourn.

And the Senate again resumed the consideration of concurring in the amendments to said bill of the Senate, No. 126 ; when

Mr. Odell moved that the Senate adjourn.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are.

Messrs. Allen, Buckles, Hamrick, Hardin, Harvey, Hubbard, Mil-
likin, Odell, Read of C., and Sleeth—10.

Those who voted in the Negative are,

Messrs. Brugh, Conduit, Dawson, Ellis, English, Hendricks, Hollo-
way, Houghton, Miller, Walker, Walpole, Winstandley, and Woods
—13.

No quorum voting, when
The President declared the Senate adjourned.

SATURDAY MORNING, JANUARY 19, 1850.

The Senate met.

On motion by Mr. Hardin,
The reading of the journal was dispensed with.

On motion by Mr. Hardin,
The order of business was suspended, and bill of the House,
No. 143. A bill to incorporate the Independent Relief Fire Com-
pany No. 1 ;

Was taken from the table, read a third time, and passed.

Mr. Montgomery asked and obtained leave to introduce the fol-
lowing bill :

No. 433. A bill to amend section 13 of an act to increase and
extend the benefit of Common Schools in the counties therein
named ;

Which was read a first time, and,

On motion by Mr. Montgomery,
The rules were suspended, the bill read a second time, and,

On further motion by Mr. Montgomery,
The rules were further suspended, the bill considered as engross-
ed, read a third time, and passed.

Mr. Ellis made the following report from a select committee :

MR. PRESIDENT :

The select committee to which had been referred House bill No. 173, relative to the river in Shaker prairie, have directed me to refer the same back to the Senate, and recommend its passage.

Which report was concurred in, and,

On motion by Mr. Ellis,

The rules were suspended, the bill read a third time, and passed.

Also, by Mr. Ellis—

MR. PRESIDENT :

The select committee, to which had been referred House bill No. 332, in relation to streets and alleys in the city of Indianapolis, have instructed me to report the same back to the Senate with the following amendment, and, upon its adoption, to recommend its passage.

Amendment referred to—

Amend by adding at the close of section 1 :

“ Provided, That all streets and alleys which pass through the farm of the late Governor Noble shall be exempt from the provisions of this act, except that portion of Market street west of Pogue’s Run and the alleys between said section of Market street, as also the alley between said street furthest east.”

Which report was concurred in,

The amendment adopted, and,

On motion by Mr. Ellis,

The rules were suspended, the amendment considered as engrossed, the bill read a third time, and passed.

By Mr. Malott, from a select committee :

MR. PRESIDENT :

The select committee, to whom was referred the petition of Samuel Catlin, Nathan Kimball, and others, praying the Legislature “to repeal the law exempting from execution one hundred and twenty-five dollars’ worth of personal property, or so much thereof as shields him from the payment of his just debts, and also the repeal of the valuation and appraisement laws,” have had the same under consideration, and directed me to report that it is inexpedient to legislate upon those subjects at this time, and ask to be discharged from the further consideration of the same.

Which report was concurred in,

And the committee discharged.

By Mr. Conduit—

MR. PRESIDENT :

The select committee, to whom was referred the petition of Daniel Ferguson and others, praying the passage of a law prohibiting the sale of ardent spirits in the town of Stilesville and vicinity, in Hendricks and Morgan counties, have considered the same, and it not appearing to the committee that a majority of the voters of the district in which it is proposed to have the law petitioned for take effect, have petitioned for the passage of the law, said committee have therefore instructed me to report that it is inexpedient to legislate upon the subject, and said committee ask to be discharged from the further consideration thereof.

Which report was concurred in,
And the committee discharged.
By Mr. Harvey—

MR. PRESIDENT :

The select committee, to whom was referred the petition of Alexander Worth and others, citizens of Hendricks county, praying the passage of a law prohibiting the sale of intoxicating liquors in the town of Plainfield and vicinity, have considered the same, and directed me to report the accompanying bill, and recommend its passage :

No. 434. A bill to prohibit the sale of intoxicating liquors in the town of Plainfield and vicinity, in Hendricks county ;

Which was read a first time, and,
On motion by Mr. Harvey,
The rules were suspended, the bill read a second time, and,
On further motion,
The rules were further suspended, the bill considered as engrossed, read a third time, and passed.
By Mr. Huffstetter—

MR. PRESIDENT :

The select committee, to whom was referred the petition of Joseph Woltan and others, relative to redeeming certain school lands in the county of Washington, have had the subject under consideration, and directed me to report that it is inexpedient to legislate upon the subject, and ask to be discharged from the further consideration thereof.

Which report was concurred in, and
Mr. Morrison asked and obtained leave to withdraw said petition.
By Mr. Eddy—

MR. PRESIDENT :

The select committee, to whom was referred joint resolution, No. 417, "on the subject of slavery," have duly considered the same, and in view of the several distinct propositions contained in the said resolution, and the few hours left of the session to examine them, have thought that they would best discharge their duty by reporting it back for the action of the Senate unencumbered by any recommendation of their own ; they, therefore, ask to be discharged from the further consideration of the same.

Was read a third time, and,

The question being,

"Shall the joint resolution pass?"

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Cornett, Ellis, English, Graham, Hamrick, Hardin, Hendricks, Houghton, Huffstetter, James, Kinard, Lyon, Malott, Miller, Morrison, Porter, Read of Clark, Rousseau, Sleeth, Walker, and Winstandley—24.

Those who voted in the Negative are,

Messrs. Buckles, Conduit, Eddy, Evans, Harvey, Herod, Holloway, McCarty, Montgomery, and Odell—10.

So the joint resolution was passed.

By Mr. Hamrick, from a joint select committee—

MR. PRESIDENT :

The committee appointed by the Senate, to act with a similar committee on the part of the House of Representatives, in counting and examining the State bonds and interest coupons, received and cancelled by James Collins, Agent of State, since his last annual report to the last General Assembly, have given that subject their attention, and herewith report the result of such examination.

Your committee deem it proper here to remark, that by the report of the committee of the Senate, made by the last session of the General Assembly, there was an apparent error in the amount of interest certificates issued by said Agent on internal improvement interest bond No. 35, issued and dated March, 1841, of \$225, surrendered by Thos. Hudson ; also, in the package surrendered by S. C. Dortie, bond No. 3807, of \$25, which said errors were not rectified by said Agent to your committee. But your committee deem it justice to said Agent to remark, that they made no examination

into the facts connected with said apparent errors, and they believe that said Agent will, at a proper time, explain and rectify the same to the satisfaction of all concerned.

Your committee have examined the packages of State bonds enumerated below, and find them to correspond with the report of Mr. Collins, the interest allowed in each case corresponding with the coupons due and unpaid, to-wit :

George K. Lertcer, trustee,	-	-	-	-	16 bonds.
Wm. Beers,	-	-	-	-	1 "
George R. Lister, trustee,	-	-	-	-	4 "
E. W. Clark, Dodge & Co.,	-	-	-	-	10 "
Dr. Andrew Reed,	-	-	-	-	19 "
William B. Defout,	-	-	-	-	4 "
Alexander Baillis, Esq.,	-	-	-	-	8 "
Colmet & Knige, trustee,	-	-	-	-	9 "
John Cryden,	-	-	-	-	1 "
Thomas P. Hurtington,	-	-	-	-	5 "
Henry Puck, Goshum H. Loudon,	-	-	-	-	5 "
Robert Johnston & Co.,	-	-	-	-	2 "
George W. Norton,	-	-	-	-	1 "
Alexander Baillis, Esq.,	-	-	-	-	33 "
E. W. Clark, Dodge, & Co.,	-	-	-	-	25 "
Rev. Arthur Henry Price, of Aramstown,	-	-	-	-	8 "
George W. Norton,	-	-	-	-	2 "
Edward Preastly,	-	-	-	-	1 "
Winslow, Lanier, & Co.,	-	-	-	-	3 "
Fober & Bierwith,	-	-	-	-	46 "
Levi Woodbury,	-	-	-	-	1 "
John Hudson,	-	-	-	-	10 "
Harrison Duker, N. M. Rothschild & Son,	-	-	-	-	15 "
Henry Norman,	-	-	-	-	5 "
Nathan R. Hall,	-	-	-	-	1 "
Alexander Leigrette,	-	-	-	-	5 "
The Trustees of Smith's Charities,	-	-	-	-	30 "
Mary Forbes, of Fölmuth, Va.,	-	-	-	-	5 "
Bogert & Keenland,	-	-	-	-	22 "
Maj. Edward Dorvall,	-	-	-	-	4 "
Wm. H. Neilson,	-	-	-	-	2 "
Wätmore & Cryden,	-	-	-	-	20 "
Chas. V. Chamberlain,	-	-	-	-	1 "
A. G. Alle ⁿ ,	-	-	-	-	2 "
John Vanderhoff, of London,	-	-	-	-	1 "
George Haddon, jr.,	-	-	-	-	4 "
H. J. Fitze,	-	-	-	-	1 "
John Rose,	-	-	-	-	2 "

The above enumerated bonds examined by your committee, number three hundred and forty-nine. All other matters touching, or in any wise appertaining to the business of such agency, so far as

the same have come under the inspection of your committee, appear correct; and that said Agent has acted with energy and great promptitude in carrying out the wishes of this General Assembly, and in guarding the interest of the State of Indiana.

All of which is respectfully submitted.

A. D. HAMRICK,
Chairman on part of Senate.

Which report was concurred in.

The Senate then resumed the consideration of a message from the House of Representatives, which was under consideration yesterday.

And bill in said message entitled,

No. 310. A bill to secure the more prompt payment of road tax;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 311. A bill to refund money out of the State Treasury to certain citizens of Fulton county;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 315. A bill to authorize the board of commissioners of Daviess county to compound a certain claim against the surviving security of Joseph Doherty, late of said county, deceased;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 316. A bill to amend an act entitled "an act to increase and extend the benefits of common schools;"

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 320. A bill for the relief of Hezekiah Hinkston, heir at law of David Hinkston, deceased, late of Marion county ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 321. A bill declaring a certain stream therein named a public highway in the county of Shelby ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 322. A bill to provide for the election of township assessors in the county of Crawford ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read second a time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 323. A bill to amend the road law, so far as Jefferson county is concerned ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 326. A bill to amend the 16th section of chapter 10 of the Revised Statutes of 1843 ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 327. A bill in relation to the sale of spirituous liquors in Ripley township, in the county of Rush ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 328. A bill for the relief of Nancy Kitchen ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 329. A bill to provide for draining wet lands in the county of Adams ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 331. A bill to repeal a certain act therein named, so far as it relates to the county of Steuben ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

Laid on the table.

And bill in said message entitled,

No. 333. A bill to repeal an act entitled, "an act to incorporate the town of Bloomfield," approved February 2, 1837 ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of

Messrs. Rousseau, Winstandley, and Herod.

No. 334. A bill declaring a certain road in Morgan county a State road ;

Was read a second time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 335. A bill providing for the removal of fences from canal lands ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 326. A bill to amend an act entitled "an act to provide for the election of township assessors in the counties therein named, and defining their duties," approved January 27, 1847 ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, when,

Mr. Graham proposed the following amendment :

"Strike out the words "Warrick county" whenever they occur."

Which amendment was adopted.

On motion by Mr. Graham,

The rules were suspended, the amendment considered as engrossed, the bill read a third time, and passed.

And bill in said message, entitled,

No. 338. A bill to legalize the acts of the school commissioner of Marion county, and abolish the office of school commissioner ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 339. A bill to locate a state road from Crawfordsville, Montgomery county, to Concord, in Tippecanoe county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 340. A bill to prohibit the sale of intoxicating drinks in Blue River township, Johnson county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 342. A bill to repeal an therein named so far as the county of Fayette is concerned ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 343. A bill for the relief of William Mackey ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 348. A bill to enable the qualified voters of district No. 4, in township 31 north, of range 6 east, in Kosciusko county, to levy a tax in said district sufficient to build a school house ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 349. A bill for the relief of Zadock C. Smith, of Miami county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 350. A bill for the relief of persons who have made improvements on school section, in township 25 north, of range 3 east, in the counties of Cass and Miami ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 351. A bill to authorize the location of a State road in the counties of Jefferson, Scott, and Clark ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Referred to a select committee consisting of
Messrs. Hendricks, English, and Read of Clark.

And joint resolution in said message entitled,

No. 354. A joint resolution in relation to the navigation of the
Kankakee and Iroquois rivers in the States of Indiana and Illinois ;
Was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second
time, and,

On further motion,

The rules were further suspended, the joint resolution read a third
time, and passed.

And joint resolution in said message entitled,

No. 355. A joint resolution on the subject of improving the navi-
gation of the Ohio river ;

Was read a first time, and

On motion,

The rules were suspended, the joint resolution read a second time,
and,

On further motion,

The rules were further suspended, the joint resolution read a third
time and passed.

And joint resolution in said message entitled,

No. 356. A joint resolution relative to the Miami Indians ;

Was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second time,
and,

On further motion,

The rules were further suspended, the joint resolution read a third
time, and passed.

And joint resolution in said message entitled,

No. 357. A joint resolution on the subject of vacant lands in
the State of Indiana ;

Was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second time,
and

On further motion,

The rules were further suspended, the joint resolution read a
third time, and passed.

And bill in said message entitled,

No. 370. A bill to amend an act entitled "an act to provide for
opening and repairing public roads and highways in the counties of
Owen, Lawrence, and Greene," approved February 1, 1834 ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 399. A bill to incorporate the Lamasco Manufacturing and Ship Yard company ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

And bill in said message entitled,

No. 418. A bill making general appropriations for the year 1850;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

The rules were further suspended, the bill read a third time and passed.

And joint resolution in said message entitled,

No. 420. A joint resolution to enable the State of Indiana to draw arms and equipments from the United States ;

Was read a first time, and,

On motion,

The rules were suspended, the joint resolution was read a second time, and,

On further motion,

The rules were further suspended, the joint resolution read a third time and passed.

And bill in said message, entitled,

No. 429. A bill to change the name of the town of Westport in the county of Parke, to that of Howard ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 431. A bill relative to a joint rail road, and joint passenger depot at Indianapolis ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Referred to the committee on corporations.

And bill in said message, entitled,

No. 434. A bill for the relief of certain citizens of the seminary township of Gibson county ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

Mr. Dawson asked and obtained leave to introduce the following resolution :

Resolved, That the House of Representatives be requested to return to the Senate, bill of the House No. 394 ;

Which was adopted.

And bill in said message, entitled

No. 485. A bill relative to the jurisdiction of justices of the peace in certain criminal cases, in the county of Tippecanoe ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled

No. 491. A bill authorizing the Governor to take an appeal to the supreme court, in Patrick McGinley's case ;

Was read a first time, when,

Mr. Morrison moved to suspend the rules, and read the bill a second time now ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Buckles, Conduit, Cornett, Dawson, English, Evans, Graham, Hardin, Kinnard, Malott, Miller, Montgomery, Morrison, Read of C., Sleeth, and Walpole—18.

Those who voted in the negative are,

Messrs. Brugh, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, Huffstetter, James, McCarty, Odell, Rousseau, and Winstandley—14.

No quorum voting ; when,

Mr. Walpole moved a call of the Senate, and,

The call having been proceeded with,

On motion,

The further call was suspended.

And the question still being,

On suspending the rules,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Dawson, English, Evans, Graham, Hardin, Kinnard, Lyon, Malott, Miller, Morrison, Read of C., Sleeth, and Walpole—19.

Those who voted in the negative are,

Messrs. Eddy, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, Huffstetter, James, McCarty, Montgomery, Odell, Porter, Rousseau, Walker, and Winstandley—18.

So the rules were not suspended ;

Whereupon,

Mr. Morrison moved to suspend the order of business ;

And the ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative, are,

Messrs. Berry, Brugh, Buckles, Cornett, Dawson, Ellis, English, Evans, Graham, Hardin, Hendricks, Kinnard, Lyon, Malett, Montgomery, Morrison, Read of C., Sleeth, and Walpole—19.

Those who voted in the negative, are,

Messrs. Allen, Conduit, Hamrick, Harvey, Herod, Holloway, Houghton, Hubbard, James, McCarty, Miller, Odell, Porter, Rousseau, Walker, and Winstandley—16.

So the order of business was suspended ;

Whereupon,

Mr. Morrison offered the following resolution :

Be it resolved by the General Assembly of the State of Indiana, That the Treasurer of State is hereby authorized to withhold any payments on treasury warrants No. 4166 and No. 4167, issued by the Auditor of State in favor of Patrick McGinley, until the payment of the same shall be directed by the Governor, or by the next General Assembly ; and that the Secretary of the Senate be instructed to make out a copy of this resolution, and present the same to the Treasurer of State, and to be by said officer filed in his office.

Mr. Morrison moved the previous question, and there was a second,

And the question being,

Shall the main question be now put ?

And it was decided in the affirmative ;

And the main question being,
Shall the resolution be adopted ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Buckles, Conduit, Cornett, Dawson, English, Evans, Graham, Hardin, Kinnard, Malott, McCarty, Miller, Montgomery, Morrison, Odell, Read of C., Sleeth, Walker, and Walpole—21.

Those who voted in the negative are,

Messrs. Brugh, Ellis, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Hubbard, and James—10.

No quorum voting ; when,

On motion,

A call of the Senate was ordered, and

After some time spent therein, and

A quorum answering to their names,

On motion,

The further call was suspended.

The question still being, on the adoption of the resolution ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Buckles, Conduit, Cornett, Dawson, English, Evans, Hardin, Huffstetter, Kinnard, Malott, McCarty, Miller, Montgomery, Morrison, Odell, Read of Clark, Sleeth, and Walpole—20.

Those who voted in the Negative are,

Messrs. Brugh, Eddy, Ellis, Hamrick, Harvey, Herod, Holloway, Houghton, Porter, and Walker—10.

No quorum voting, when

Mr. Ellis moved that the consideration of said resolution be passed over informally.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Conduit, Cornett, Eddy, Ellis, English, Hamrick, Hardin,
S 49

Harvey, Herod, Holloway, Houghton, James, McCarty, Porter, Reid of C., Rousseau, Walker, and Winstandley—18.

Those who voted in the negative are,

Messrs. Allen, Berry, Brugh, Buckles, Dawson, Evans, Hubbard, Huffstetter, Kinnard, Lyon, Malott, Miller, Montgomery, Morrison, Odell, Sleeth, and Walpole—17.

So the consideration of the resolution was passed over informally.

And bill in said message entitled,

No. 523. A bill to incorporate the Spring Creek and Tippecanoe Hydraulic Company of White county ;

Was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on corporations.

And bill in said message entitled,

No. 529. A bill further to amend the charter of the Lafayette and Indianapolis Railroad Company ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Referred to a select committee consisting of

Messrs. Walpole, Odell, and Berry.

And bill in said message entitled,

No. 537. A bill to locate a state road on the line between the counties of Steuben and Dekalb ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled.

No. 538. A bill for the relief of William J. H. Robinson of Jackson county ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And joint resolution in said message entitled,

No. 541. A joint resolution to extend the privileges of the State Library ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,
On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 543. A bill to authorize Presley A. Irwin of Jennings county to file a bill in chancery ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 544. A bill to amend an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849, so far as the county of Putnam is concerned ;

Which was read a first time, and

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 545. A bill to incorporate the Eagle Creek Marion county Horse Thief Detecting Company ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message, entitled,

No. 546. A bill relative to the sale of land for taxes in the county of Johnson, and for other purposes ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 548. A bill for the relief of Sarah M. Emmerson ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 535. An act making specific appropriation for the year 1850 ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 535. A bill making specific appropriations for the year 1850 :

Was read a first time, and,

On motion by Mr. Miller,

The rules were suspended, the bill read a second time, and,

On further motion by Mr. Miller,

The bill was committed to a committee of the whole Senate, and made the special order of the day for this day at 2 o'clock, P. M.

Also, the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills thereof :

No. 313. An act to authorize the auditor of Grant county to loan money to the trustees of the Grant county seminary ;

No. 317. An act to improve Laugherty creek in the State of Indiana ;

No. 330. An act for the relief of Ann Blythestone, of Allen county ;

No. 344. An act to authorize the sale of a school section in township 26 north, range 1 west, in Carroll county ;

No. 345. An act to transfer the dockets of John Hodge and Jefferson S. S. D. Carey, late justices of the peace in Grant county, Indiana, to the custody of Thomas Wall, a justice of the peace in said county ;

No. 347. An act relative to the Probate judge of Randolph county ;

No. 352. An act for the relief of John Mahoney and others ;

No. 376. An act to incorporate the Kossuth Bridge Company ;

No. 419. An act explanatory of the 20th section of an act to

amend an act entitled "an act approved January 10, 1831, and to revise and amend the laws authorizing the formation of companies of independent militia by voluntary enlistment," approved January 15, 1844;

No. 466. An act to amend section 336, of chapter 47, of the Revised Code of 1843;

No. 530. An act to amend section 1, article 1, chapter 25, Revised acts of 1843, incorporating towns;

No. 555. An act to authorize the school trustees of Noble township, in Jay county, to make additional districts, &c.

No. 557. An act supplementary to an act entitled "an act providing for a more uniform mode of doing township business in the several counties therein named," approved February 17, 1838, so far as the county of Warren is concerned;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 313. A bill to authorize the auditor of Grant county to loan money to the trustees of the Grant county seminary;

Which was read a first time, and

On motion,

The rules were suspended, the bill was read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message, entitled,

No. 317. A bill to improve Laughery creek in the State of Indiana;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 330. A bill for the relief of Ann Blythestone of Allen county;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 344. A bill to authorize the sale of school section in township 26 north, range 1 west, in Carroll county;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 345. A bill to transfer the dockets of John Hodge and Jefferson S. S. D. Carey, late justices of the peace in Grant county, Indiana, to the custody of Thomas Wall, a justice of the peace in said county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

And bill in said message entitled,

No. 347. A bill relative to the probate judge of Randolph county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 352. A bill for the relief of John Mahoney and others ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 376. A bill to incorporate the Kossuth Bridge Company ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 419. A bill explanatory of the twentieth section of an act to amend an act entitled "an act," approved January 10, 1831 ; and to revive and amend the laws authorizing the formation of companies of independent militia and volunteer enlistments, approved January 15, 1844 ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Referred to the committee on military affairs.

And bill in said message entitled,

No. 466. A bill to amend the 336th section of chapter 47, of the Revised Code of 1843 ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 539. A bill to amend section 1, article 1, chapter 25, Revised Acts of 1843, incorporating towns ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

Laid on the table.

And bill in said message entitled,

No. 555. A bill to authorize the school trustees of Noble township, in Jay county, to make additional districts, &c. ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 551. A bill supplementary to an act entitled "an act providing for a more uniform mode of doing township business in the the several counties therein named," approved February 17, 1838, so far as the county of Warren is concerned ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and

On further motion,

The rules were further suspended, the bill read a third time, and passed.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills of the Senate, with sundry amendments thereto :

No. 212. An act for the relief of certain persons therein named, in Warren county ;

No. 264. An act fixing the salaries of the auditors of the counties of Owen and Greene :

No. 281. An act to incorporate the "Ohio River, Princeton, and Petersburg Plank Road company ;

No. 303. An act to amend an act entitled "an act to authorize the people of the several counties to prohibit the retailing of spirituous liquors," approved January 28, 1847, so far as the same relates to the counties of Monroe and Brown ;

No. 323. An act to amend an act entitled "an act to compel speculators to pay a road tax equal to that of settlers in the county of Noble," approved January 4, 1850 ;

In which amendments the concurrence of the Senate is respectfully requested.

On motion by Mr. Montgomery,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 212. A bill for the relief of certain persons therein named, in Warren county.

On motion by Mr. Rousseau,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 264. A bill fixing the salaries of the auditors of the counties of Owen and Greene.

On motion by Mr. Miller,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 281. A bill to incorporate the Ohio River, Princeton, and Petersburg Plank Road company.

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 303. A bill to amend an act entitled "an act to authorize the people of the several counties to prohibit the retailing of spirituous liquors," approved January 28, 1847, so far as the same relates to the counties of Monroe and Brown ;

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 323. A bill to amend an act entitled "an act to compel speculators to pay a road tax equal to that of actual settlers, in the county of Noble," approved January 4, 1850.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 542. An act to incorporate the Rising Sun and Allisonville Turnpike company ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,
No. 542. A bill to incorporate the Rising Sun and Allensville
Turnpike company ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and
passed.

Also the following message was received from the House of
Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-
nate that the House have passed the following engrossed bills and
joint resolution thereof :

No. 550. A joint resolution relative to the public offices ;

~~SEN~~ No. 552. An act to repeal a certain section of an act therein
named ;

No. 554. An act for the relief of Felix O'Brien, an insane per-
son of the county of Martin ;

In which the concurrence of the Senate is respectfully requested.

And joint resolution in said messsage entitled,

No. 550. A joint resolution relative to public offices ;

Was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second time,
and

On motion by Mr. Buckles,

Laid on the table.

And bill in said message, entitled,

No. 552. A bill to repeal a certain section of an act therein
named ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and
passed.

And bill in said message, entitled

No. 554. A bill for the relief of Felix O'Brien, an insane person,
of the county of Martin ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Miller,

Laid on the table.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill thereof :

No. 558. An act to amend an act, entitled "An act to incorporate the Lagro, Marion, and Jonesborough Plank Road Company," approved Jan. 16, 1849 ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,

No. 558. A bill to amend an act, entitled "An act to incorporate the Lagro, Marion, and Jonesborough Plank Road Company," approved Jan. 16, 1849 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time and passed.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have passed the following engrossed bills and joint resolutions thereof :

No. 492. An act to amend an act, entitled "An act to extend the jurisdiction of justices of the peace in certain criminal cases," approved Feb. 16, 1848 ;

No. 521. An act to collect and reprint the school laws ;

No. 528. An act to legalize the proceedings of Robert A. Chandler as master in chancery in the county of Warren, and for other purposes ;

No. 536. An act making an appropriation for repairing the State House ;

No. 540. A joint resolution authorizing the officers of State to procure a suitable room for the sitting of the Convention ;

No. 549. A joint resolution on the subject of public lands ;

No. 551. A joint resolution in regard to the erection of a City Hall ;

No. 560. An act to change the time of holding the probate court of Randolph county ;

No. 561. An act to amend the 8th section of the school law of 1849, in the county of Tippecanoe ;

No. 562. An act to incorporate the town of Winchester, in the county of Randolph ;

In which the concurrence of the Senate is respectfully requested.

And bill in said message entitled,
 No. 492. A bill to amend an act, entitled "An act to extend the jurisdiction of justices of the peace in certain criminal cases," approved Feb. 16, 1848 ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,
 Referred to the judiciary committee.

And bill in said message entitled,

No. 521. A bill to collect and reprint the school laws ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On motion by Mr. Harvey,

Indefinitely postponed.

And bill in said message entitled,

No. 528. A bill to legalize the proceedings of Robert A. Chandler as master in chancery in the county of Warren, and for other purposes ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 536. A bill making an appropriation for repairing the State House ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And joint resolution in said message, entitled

No. 540. A joint resolution authorizing the officers of State to procure a suitable room for the sitting of the Convention ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And joint resolution in said message entitled,

No. 549. A joint resolution on the subject of public lands ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And joint resolution in said message entitled,

No. 551. A joint resolution in regard to the erection of a City Hall ;

Was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and, Indefinitely postponed.

And bill in said message, entitled,

No. 560. A bill to change the time of holding the probate court of Randolph county ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

On further motion,

The rules were further suspended, the bill read a third time, and passed.

And bill in said message entitled,

No. 561. A bill to amend the 8th section of the school law of 1849, in the county of Tippecanoe ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and Indefinitely postponed.

And bill in said message entitled,

No. 562. A bill to incorporate the town of Winchester, in the county of Randolph ;

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Laid on the table.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House have passed the following engrossed bill of the Senate with sundry amendments :

No. 287. An act incorporating the Crawfordsville and Terre Haute Plank Road Company ;

In which amendments the concurrence of the Senate is respectfully requested.

On motion,

The Senate concurred in the said engrossed amendments of the House to the said engrossed bill of the Senate.

REPORTS FROM COMMITTEES.

By Mr. Hubbard—

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House, No. 457, have had the same under consideration, and made one amendment thereto, and, on the adoption of said amendment, I am directed to recommend the passage of said bill.

Amendment referred to—

Strike out section 29, and insert the following :

“Sec. 29. The Legislature reserves the right to alter, amend, or repeal this act at pleasure.”

Which report was concurred in, the amendment adopted, and,

On motion,

The rules were suspended, the amendment considered as engrossed, the bill read a third time and passed.

By Mr. Berry—

MR. PRESIDENT :

The committee on corporations to which was referred bill of the House 524, entitled “a bill to incorporate the Spring creek and Tippecanoe Hydraulic Company of White county,” have had that subject under consideration, and directed me to report it back to the Senate and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

By Mr. Miller—

MR. PRESIDENT :

The committee on corporations, to whom was referred House bill 480, a bill to incorporate the Vincennes and Orleans Railroad company, have had the same under consideration, and have directed me to report the same back with three amendments, and when so amended, recommend its passage.

Amendments referred to—

1st. Amend section 18 by striking out the word “five” in the second line, and insert the word “three ;” also, strike out the word “fifteen” in the fourth line of said section (18), and insert the word “ten.”

2d. Amend section 20 by striking out all of said section after the word "charter," in the seventh line.

3d. Add at close of section 2d :

Provided, That in the location and construction of said road, or otherwise, nothing in this act shall authorize said company to interfere with, or infringe any of the rights heretofore granted to the Ohio and Mississippi Railroad company.

Which report was concurred in, the amendments adopted, and, The rules were suspended, the amendment considered as engrossed, the bill read a third time, and passed.

By Mr. Lyon—

MR. PRESIDENT :

The committee on corporations, to whom was referred House bill No. 275, an act to provide for the incorporation and regulation of Telegraph companies, have had the same under consideration, and have directed me to report the same back to the Senate and recommend its passage.

Which report was concurred in, and,

On motion,

The rules were suspended, the bill read a third time and passed.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate without amendment:

No. 430. An act to incorporate the Harrison Draw Bridge company.

Also, the following message from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

Nos. 256, 393, 225, 71, 255, 422, 500, 470, 298, 325, 302, 99, 285, 520, 366, 418, 512.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bills and joint resolutions of the Senate without amendment :

No. 146. An act to amend article 5, chapter 28, of the Revised Statutes of 1843 ;

No. 182. An act to authorize the taking of depositions of practicing physicians in certain cases ;

No. 216. An act to incorporate the Point Commerce Bridge company ;

No. 223. An act directing the Secretary of State to make a patent to James Hensley for certain Wabash and Erie Canal lands ;

No. 230. An act to amend an act entitled " an act to compel speculators to pay road tax equal to that paid by actual settlers, and for other purposes, in the county of Tipton ; "

No. 268. An act providing for the re-location of Orr and Harrison's addition to the eastern enlargement of Evansville, and for other purposes ;

No. 318. An act to amend chapter 5, article 48, of the Revised Code ;

No. 336. A joint resolution in relation to an appropriation by the General Government of the harbor at Michigan City, and the Ohio river ;

No. 338. An act to incorporate the Logansport Insurance company ;

No. 340. An act to incorporate the Cincinnati and St. Louis Telegraph company ;

No. 341. An act for the relief of Paul Egbert and others ;

No. 343. An act in relation to the erection of a school house in Cambridge City ;

No. 346. An act defining the duties of the treasurer of Madison county as to road tax ;

No. 351. An act to provide for the election of prosecuting attorney in the county of Wabash ;

No. 353. An act to increase the pay of the Probate Judge of Harrison county ;

No. 357. An act authorizing the election of an additional justice of the peace for North Madison ;

No. 359. An act for the relief Crawford Byrd ;

No. 361. An act to vacate a certain alley in the town of Spencer-ville ;

No. 362. An act to amend an act to incorporate the Wilmington and Aurora Insurance company ;

No. 363. An act to authorize Michael F. Bourke to obtain license to practice law in this State ;

No. 369. An act to amend an act entitled " an act granting the

citizens of Lawrenceburgh a city charter, and for revising and repealing all laws heretofore enacted on that subject ;”

No. 371. An act to amend an act entitled “an act to change the time of holding courts in the eighth judicial circuit,” approved January 15, 1849 ;

No. 375. An act to authorize the Sheriff of Lawrence county to serve process issued by justices of the peace in certain cases ;

No. 376. An act to re-open a road in Cass county ;

No. 377. An act conferring the power upon the voters of Wayne township, Henry county, to determine the question of “license” or “no license ;”

No. 378. An act to change the time of holding probate courts of Dearborn county ;

No. 379. An act to vacate a certain State road in De Kalb county, and for other purposes ;

No. 380. An act to extend the time of the March and June sessions of the board of county commissioners of Cass county ;

No. 387. An act to extend an act entitled an act more effectually to prevent the retailing of spirituous liquors in certain counties therein named, approved January 16th, 1849 ;

No. 390. An act to authorize the Governor to appoint a private secretary ;

No. 394. An act declaring the meaning of section 11 of chapter 4 of the Revised Statutes of 1843 ;

No. 395. An act to amend an act entitled “an act to provide for the election of township assessors in the counties therein named, and defining their duties,” approved January 27th, 1847, so far as relates to the county of Monroe.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House has passed the following engrossed bills and joint resolutions of the Senate, without amendment :

No. 156. An act to distribute a surplus road tax in Jefferson county ;

No. 175. An act to amend an act entitled “an act to authorize county auditors to sell lands at private sale, which have been bid in for the use of the school fund,” approved January 28, 1847, so far as relates to the counties of Fountain and Martin ;

No. 184. An act to incorporate the trustees of the Indianapolis Collegiate Institute ;

No. 185. An act relative to lands mortgaged and forfeited to the State of Indiana ;

No. 198. An act to amend the school law so far as the same relates to fractional township No. 3 range 10, in Jefferson county ;

No. 199. An act to authorize justices of the peace in Posey

township, Switzerland county, to perform the duties of coroner in certain cases ;

No. 200. An act to incorporate the Connersville and Raysville Turnpike company ;

No. 202. An act for the relief of Sylvester P. Morgan an Benjamin Fuller of the county of Clark ;

No. 203. An act to incorporate the Lafayette, Rossville and Michigan road company ;

No. 205. An act to incorporate the Eel river Bridge company ;

No. 207. An act to amend section 65 of chapter 54 of the Revised Statutes of 1843, as far as relates to the county of Tippecanoe ;

No. 208. An act to authorize the superintendant of the New Albany and Vincennes Macadamized Road to pay the attorney's fee in the case of Clendenin against Frazier in the supreme court ;

No. 210. An act to vacate certain streets and alleys in Jeffersonville ;

No. 211. An act to amend the 36th section of the 37th chapter of article 1 of the Revised Statutes of 1843 ;

No. 213. An act for the relief of Nancy C. Burrows of Jefferson county ;

No. 217. An act to incorporate the Clinton and Illinois Plank Road company ;

No. 218. An act to authorize the board of commissioners of Daviess county to compromise certain actions now pending against the securities of Friend Spears, late treasurer of said county ;

No. 228. An act making additional appropriations for the year 1850 upon the New Albany and Vincennes Turnpike road ;

No. 229. An act to incorporate the White River Railroad company ;

No. 231. An act for the relief of Mary Huffman ;

No. 232. An act to legalize the sale of lot No. 85 in the town of Wabash, Wabash county, Indiana ;

No. 234. An act to incorporate the Mixerville Turnpike company ;

No. 236. An act changing the time of holding the probate courts of Allen county ;

No. 237. An act regulating the jurisdiction of justices of the peace in the county of Henry ;

No. 243. An act for the relief of the estate of Noah Noble, deceased ;

No. 242. An act to correct a mistake in the act relative to plank roads ;

No. 244. An act to provide for a general index of deeds in Marion county ;

No. 245. An act to amend the act entitled "an act to incorporate the Fort Wayne and Bluffton Turnpike company ;"

No. 247. An act to amend an act entitled "an act to incorporate the city of New Albany, and to repeal all laws in force incor-

porating the town of New Albany," approved 14th February, 1839, and of the various acts amendatory thereto ;

No. 249. An act to incorporate the Lagro and North Manchester Plank Road company ;

No. 251. An act declaring a certain county road therein named a State road ;

No. 252. An act to authorize the State Librarian to send surplus copies of public documents to Liberia ;

No. 253. An act to vacate a certain road in the county of De Kalb ;

No. 254. An act to amend the act entitled "an act to incorporate the city of Fort Wayne ;"

No. 256. An act to change the name of Losson Brinton, of Pike county, and for other purposes ;

No. 257. An act relative to the probate judge of Shelby county ;

No. 258. An act to incorporate the town of West Union, in Fayette county ;

No. 261. An act to change the names of Belsora Barsheba Inglewright, and others ;

No. 262. An act in relation to printing additional copies of the general and local laws of this State ;

No. 263. A act to authorize the trustees of the Moorsville School Society to convey real estate ;

No. 267. An act for the temporary relief of the poor of Dearborn county ;

No. 270. A joint resolution upon the subject of a grant of land for a geological survey of the State of Indiana ;

No. 272. An act imposing additional duties on the warden and the superintendent of the State Prison buildings ;

No. 275. An act to amend an act entitled "an act more effectually to prevent the retailing spirituous liquors in certain counties therein named," approved January 16, 1849 ;

No. 276. An act to authorize the construction of a Railroad from Rushville to Lewisville, in Henry county ;

No. 283. An act to encourage the investment of capital for Manufacturing purposes ;

No. 289. An act to incorporate the Richmond and Liberty turnpike company.

No. 290. An act to amend several acts incorporating turnpike roads therein named.

No. 291. An act to incorporate the Jefferson county Historical Society.

No. 292. An act for the relief of George Donaldson of the county of Lagrange.

No. 297. An act authorizing justices of the peace in certain cases to perform the duties of coroner.

No. 298. An act to incorporate the Trustees of the Indiana Female Normal School.

No. 299. An act to change the name of Virginia Young, to that of Virginia McAfee.

No. 306. An act for the relief of Elias Abel, of Monroe county.

No. 307. An act to incorporate the Rushville and Muncietown Rail Road Company.

No. 315. An act regulating the relinquishment of damages upon the Wabash and Erie Canal.

No. 316. An act for the relief of Hugh M. Stevenson and James Wilson, of Wabash county.

No. 317. A joint resolution on the subject of a mail route from Rushville, by the way of Greenfield, to Noblesville, Indiana.

No. 321. An act to incorporate the Firemen's and Mechanic's Insurance Company.

No. 322. An act to amend an act entitled, "an act to fix the time of holding courts in the tenth judicial circuit," approved January 25, 1847.

No. 330. An act for the relief of Charles Martin, Daniel Seward, and John Bundy.

No. 337. An act to legalize the marriage between William Brazzle and Sarah Vaughan, of Daviess county.

On motion,
The Senate adjourned.

Two o'clock, P. M.

The Senate met.

Mr. Ellis moved to re-consider the vote on the passage of House bill,

No. 275. A bill to provide for the incorporation and regulation of Telegraph Companies ;

And it was reconsidered, and

On motion by Mr. Ellis,

Referred to a select committee consisting of,
Messrs. Ellis, Holloway, and Harvey.

ORDERS OF THE DAY.

No. 387. A bill (of the House) to repeal the law authorizing the township trustees of the county of Warren, and State of Indiana, to assess a tax ;

Was read a third time, when,

Mr. Montgomery proposed the following amendment :

"Strike out the first section of the bill ;"

Which was adopted by unanimous consent ;

And the bill passed.

Mr. Montgomery moved to amend the title to said bill :

Make the title read as follows :

"An act to authorize township trustees to appoint supervisors in certain cases, in Warren county ;

Which was adopted.

No. 475. A bill (of the House) changing the mode of electing United States Senators ;

Was read a third time and passed.

No. 82. A joint resolution (of the House) on the subject of admitting slave territory ;

Was read a third time and passed.

No. 489. A bill (of the House) to change the name of Andrew Jackson Keeth to that of Andrew Jackson Wiggins, and for other purposes ;

Was read a third time and passed.

No. 502. A bill (of the House) to incorporate the Eagle Creek Plank Road Company, in Marion county ;

Was read a third time and passed.

On motion,

The Senate then resolved itself into committee of the whole, and took under consideration House bill,

No. 535. A bill making specific appropriations for the year 1850 ;

And having spent some time therein, the committee rose, and reported the bill back to the Senate, with sundry amendments, and asked to be discharged from the further consideration thereof.

Amendments referred to by the committee :

1st amendment—

Amend the 2d section by striking out the words "three dollars and fifty cents," and inserting the words "four dollars."

2d amendment—

Amend section 12 by striking out the words "seventy-five," and inserting the words "one hundred and twenty-five."

3d amendment—

That eight dollars be allowed the President of the Senate, for postage paid on official papers ; and that James G. Read be allowed two dollars, for postage paid on official papers, at the last session.

4th amendment—

That for issuing, registering, and recording canal land patents, for which he has not received payment, John H. Thompson, late Secretary of State, be allowed the lawful fee for canal land patents, for each patent he may have issued, registered, or recorded, as such Secretary, the number to be certified by the Secretary of State, to the Auditor of State.

5th amendment—

That N. B. Palmer be allowed two dollars for omnibus services rendered committee on benevolent institutions; and that M. & I. Little shall be allowed two dollars twenty-five cents for omnibus services rendered the same committee.

6th amendment—

Section —. That John J. Cummings be allowed and paid the sum of one hundred and twenty-eight dollars, for his services as one of the arbitrators in the case of Patrick McGinley vs. the State of Indiana.

Section —. That John Brown be allowed and paid the sum of one hundred and twelve dollars, for his services as one of the arbitrators in the case of Patrick McGinley against the State of Indiana.

The question then being,

On the adoption of the amendments as reported by the committee;

Mr. Hardin called for a division of the question;

The President decided the same to be susceptible of division;

And the question being on the adoption of the first amendment, and,

It was adopted.

The question then being on the adoption of the second amendment, and

It was adopted.

The question being on the adoption of the third amendment, and

It was adopted.

The question then being on the adoption of the fourth amendment, when

Mr. Miller moved to lay the same on the table;

And the ayes and noes being demanded by two Senators, they were ordered:

Those who voted in the Affirmative are,

Messrs. Allen, Berry, Brugh, Buckles, Dawson, Evans, Graham, Hardin, Hubbard, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Montgomery, Morrison, Read of Clark, Sleeth, Walker, and Walpole—21.

Those who voted in the Negative are,

Messrs. Conduit, Cornett, Ellis, English, Hamrick, Harvey, Hendricks, Herod, Holloway, Houghton, Odell, Porter, Rousseau, and Winstandley—14.

So the amendment was laid on the table.

The question then being on the adoption of the fifth amendment, and

It was adopted.

The question then being on the adoption of the sixth amendment, and

It was adopted.

Mr. English proposed the following amendment;

That the Treasurer pay fifty dollars to John Green of Tipton county, for prosecuting the pleas of the State in a case of the State against Samuel Clark for the murder of Louisa Griffin, in the Scott circuit court, at the August term, 1848. Also, the same sum to T. T. Crittenden of Jefferson county, for the like services at the same term. This shall be in full of their claims against the state in this case.

Mr. Buckles moved to lay the amendment as proposed by Mr. English, on the the table.

And the ayes and noes being demanded by two Senators they were ordered.

Those who voted in the affirmative are,

Messrs. Cornett, Ellis, English, Hamrick, Hendricks, Herod, Houghton, Hubbard, James, Lyon, McCarty, Montgomery, Odell, Read of C., Rousseau, Sleeth, Walker, Walpole, and Winstandley—19.

Those who voted in the negative are,

Messrs. Allen, Berry, Buckles, Conduit, Dawson, Graham, Hardin, Harvey, Holloway, Huffstetter, Malott, Miller, Morrison, and Porter—14.

No quorum voting; when,

On motion,

A call of the Senate was ordered, and after some time spent therein,

On motion,

The further call was suspended.

The question still being on the adotion of the amendment as proposed by Mr. English,

Which was adopted, when,

Mr. Morrison proposed the following amendment.

Sec. —. That the Treasurer of State pay to F. T. Buller one hundred and fifty dollars for his services as arbitrator in the McGinly case, and for bringing depositions.

Which was adopted.

Mr. Ellis proposed the following amendment :

Add the following section :

Sec. —. That the sum of fifty-two dollars and fifty cents be allowed to E. Browning for entertaining volunteers enlisted in the war of the United States against Mexico.

The question being on the adoption of the amendment; and

The ayes and noes being demanded by two Senators, they were ordered.

Those who voted in the affirmative are,

Messrs. Cornett, Ellis, English, Graham, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Lyon, McCarty, Montgomery, Odell, Rousseau, Walker, Walpole and Winstandley—18.

Those who voted in the negative are,

Messrs. Allen, Berry, Buckles, Conduit, Dawson, Hamrick, Hardin, Houghton, Huffstetter, Malott, Miller, Morrison, Porter, Reid of Clark, and Sleeth—15.

No quorum voting; when

Mr. Hendricks asked and obtained leave to offer the following resolution :

Resolved, That when the Senate adjourn, it will adjourn to meet at half past six o'clock this evening.

Which was adopted.

On motion,

The Senate adjourned.

Six o'clock, P. M

The Senate met.

Mr. Herod asked and obtained leave to introduce the following bill :

No. 435. A bill to authorize the Madison and Indianapolis railroad company to take stock in the Ohio and Mississippi railroad;

Was read a first time, and,

On motion by Mr. Herod,

The rules were suspended, the bill read a second time, and

On motion,

Was laid on the table.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the House have passed the following engrossed bill thereof :

No. 565. An act restricting the board of trustees of the several townships of Warren county from levying a tax without the consent of the inhabitants thereof;

In which the concurrence of the Senate is respectfully requested.

And bill in said message, entitled,

No. 565. An act restricting the board of trustees of the several townships of Warren county from levying a tax without the consent of the inhabitants thereof.

Which was read a first time, and,

On motion,

The rules were suspended, the bill read a second time, and,

Laid on the table.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following joint resolution of the House :

No. 563. A joint resolution authorizing the Governor to sell certain property ;

In which the concurrence of the Senate is respectfully requested.

And joint resolution in said message entitled,

No. 563. A joint resolution authorizing the Governor to sell certain property ;

On motion,

The rules were suspended, the joint resolution read a second time and,

On motion by Mr. Berry,

Indefinitely postponed.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed bill of the Senate with one amendment:

No. 352. A bill to provide for the sale of a portion of square No. 25, in the town of Indianapolis, for the purpose of erecting thereon buildings for the use of the Indiana Central Medical College ;

In which amendment the concurrence of the Senate is respectfully requested.

On motion by Mr. English,

The Senate concurred in the said engrossed amendment of the House to the said engrossed bill of the Senate.

Also, the following message was received from the House of Representatives, by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the resolution of the Senate requesting the House to return to the Senate House bill

No. 394. An act concerning the easement of the Valley Mills in Allen county ;

And have directed me to return said bill, which is herewith returned ; when,

On motion by Mr. Read of C.,

The Senate reconsidered the vote on the passage of said bill, and,

On further motion by Read of C.,

The Senate reconsidered the vote on the third reading of said bill, when,

On motion by Mr. Dawson,

The amendments were laid on the table,

And the bill read a third time and passed.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House have passed the following engrossed bills of the Senate, with sundry amendments :

No. 112. An act to repeal an act, entitled " An act to provide for the election of prosecuting attorneys by the people of the several counties," approved Jan. 27, 1847 ;

No. 140. An act to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders ;

No. 347. An act in relation to tavern and grocery license in Hancock county ;

In which amendments the concurrence of the Senate is respectfully requested.

On motion,

The Senate refused to concur in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 112. A bill to repeal an act, entitled "An act to provide for the election of prosecuting attorneys by the people of the several counties," approved Jan. 27, 1847.

On motion by Mr. Buckles,

The Senate refused to concur in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 140. A bill to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders.

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled

No. 347. A bill in relation to tavern and grocery license in Hancock county.

Also, the following message :

I am directed by the House of Representatives to inform the Senate that the House have refused to concur in the engrossed amendments of the Senate to engrossed bill of the House :

No. 205. An act to amend an act, entitled "An act to incorporate the Terre Haute and Richmond Railroad Company," approved Jan. 26, 1847.

Mr. Hamrick moved that the Senate recede from the said engrossed amendments of Senate to the said engrossed bill of the House.

Pending which, and before a vote was taken,

Mr. Miller asked and obtained leave to make the following report :

MR. PRESIDENT :

The committee on corporations, to whom was referred bill of the House of Representatives, No. 522, have had the same under consideration, and have directed me to report the same back without amendment, and recommend its passage :

Which report was concurred in, and

On motion,

The rules were suspended, the bill read a third time, and passed.

Mr. Porter asked and obtained leave to make the following report :

MR. PRESIDENT :

The committee on corporations, to which was referred bill of the Senate, No. 430, entitled "A bill to incorporate the Harrison Draw Bridge Company," have had the same under consideration, and have made one amendment thereto, and have directed me to report the same back, and, when so amended, to recommend its passage :

Amendment referred to—

Amend the 19th section by striking out the words "two-thirds of each branch of."

Which report was concurred in, the amendment adopted, and,

On motion,

The rules were suspended, the bill considered as engrossed, read a third time, and passed.

Mr. Berry asked and obtained leave to make the following report :

MR. PRESIDENT :

The committee on corporations, to whom was referred House bill, No. 431, entitled "A bill relative to a Joint Railroad and Joint Passenger Depot at Indianapolis," have had the subject under consideration, and directed it to be reported back with one amendment.

Amendment referred to—

Add to line fifteen of section 3, after the word "guarantee," to the amount necessary to place iron on such road, and to purchase cars and engines, and for other purposes.

Mr. Berry proposed the following amendment :

Add—

Sec. —. No corporation, in which the State of Indiana has an interest, shall be allowed by this act to create or incur any debt under its provisions, or take any stock in any other corporation, and all the companies accepting the provisions of this act shall be subject to such amendment as the Legislature shall deem proper to make.

Mr. Harvey moved to lay the amendment proposed by Mr. Berry on the table.

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Conduit, English, Hamrick, Harvey, Hendricks, Herod, Hubbard, McCarty, Odell, Rousseau, and Walker—11.

Those who voted in the negative are,

Messrs. Allen, Berry, Cornett, Dawson, Graham, Hardin, Holloway, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Morrison, Read of C., Sleeth, and Winstandley—17.

No quorum voting, when,

On motion,

A call of the Senate was ordered.

On motion by Mr. Read of Clark,

The further call was suspended ;

And the question still being on laying the amendment as proposed by Mr. Berry on the table ;

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. English, Harvey, Hendricks, Herod, Hubbard, McCarty, Odell, Rousseau, and Walker—9.

Those who voted in the negative are,

Messrs. Allen, Berry, Conduit, Cornett, Dawson, Graham, Hamrick, Holloway, Huffstetter, James, Kinnard, Lyon, Malott, Miller, Montgomery, Morrison, Read of C., Sleeth, Walpole, and Winstandley—20.

No quorum voting ; when

The amendments were adopted by consent.

On motion by Mr. Walpole,

The bill and pending amendments were referred to a select committee, consisting of

Messrs. Walpole, Buckles, Miller, Hardin, and Berry.

On motion by Mr. Montgomery,

Bill of the House,

No. 565. A bill restricting the Board of Trustees of the several townships of Warren county from levying a tax without the consent of the inhabitants thereof ;

Was taken from the table, when,

Mr. Montgomery proposed the following amendments :

1st. Strike out the words "several townships," wherever they occur, and insert "Washington township."

2d. Strike out the words "several boards," in the third line, and insert "the board."

3d. Strike out of the twelfth line the words "townships," and insert "township."

4th. Strike out of the tenth line, in the first section, the words "their."

Which were adopted ; when,

On motion by Mr. Montgomery,

The rules were suspended, the amendments considered as engrossed, the bill read a third time, and passed.

On motion by Mr. Morrison.

The Senate resumed the consideration of House bill,

No. 535. A bill making Specific Appropriations for the year 1850 ;

And the question being,

On the adoption of the amendment, as proposed by Mr. Ellis,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the Affirmative are,

Messrs. Berry, Buckles, Cornett, Eddy, Ellis, English, Graham, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, James, Lyon, McCarty, Montgomery, Odell, Rousseau, Walker, Walpole, and Winstandley—22.

Those who voted in the negative are,

Messrs. Allen, Berry, Conduit, Dawson, Hardin, Houghton, Huffstetter, Kinnard, Malott, Miller, Morrison, Read of C., and Sleeth—13.

So the amendment was adopted.

Mr. Walpole proposed the following amendment :

"Strike out the 52d section ;"

And the question being, on the adoption of the amendment,

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Dawson, Eddy, Graham, Hardin, Houghton, Huffstetter, James, Lyon, Miller, Montgomery, Morrison, Odell, Sleeth, and Walpole.—20.

Those who voted in the negative are,

Messrs. Ellis, English, Hamrick, Harvey, Hendricks, Herod, Holloway, Hubbard, Kinnard, Malott, McCarty, Rousseau, Walker, and Winstandley.—14.

So the amendment was adopted.

Mr. Holloway proposed the following amendment :

Strike out of section 35 the word S. McMillen and insert Joseph A. Messick ;

Which was adopted.

On motion,

The rules were suspended, the amendments considered as engrossed, the bill read a third time, and passed.

The following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the report of the committee of free conference on bill of the House,

No. 146. An act to provide for the election of a Prosecuting Attorney in the second judicial circuit ;

And have agreed to strike out all of said engrossed amendments.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have appointed Messrs. Lane and Carnahan of F., a committee of free conference on the disagreement of the two Houses of the General Assembly, in relation to the engrossed amendments of the House to engrossed bill of the Senate,

No. 112. An act to repeal an act entitled "an act to provide for the election of Prosecuting Attorneys by the people of the several counties," approved January 27th 1847.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have appointed Messrs. Edwards and Nib-

lack a committee of free conference on the part of the House in relation to the disagreement of the two Houses of the General Assembly, on the engrossed amendment of the House to engrossed bill of the Senate,

No. 140. An act to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House insist upon their engrossed amendments to the following engrossed bills of the Senate :

No. 112. An act to repeal an act entitled "an act to provide for the election of Prosecuting Attorneys by the people of the several counties," approved January 27, 1847.

No. 140. An act to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders.

On motion,

The Senate refused to recede from their disagreement to the engrossed amendments of the House to engrossed bill of the Senate, entitled,

No. 112. A bill to repeal an act entitled, "an act to provide for the election of Prosecuting Attorneys by the people of the several counties," approved January 27, 1847 ;

And,

On motion,

Messrs. Hamrick and Houghton were appointed a committee of free conference on the part of the Senate.

On motion,

The Senate refused to recede from their disagreement to the engrossed amendments of the House to engrossed bill of the Senate, entitled,

No. 140. A bill to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders ;

And,

On motion,

Messrs. Montgomery and Walker were appointed a committee of free conference on the part of the Senate.

Also, the following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate that the House insist upon their engrossed amendments to the engrossed amendments of the Senate, to engrossed bill of the House, No. 146. An act to provide for the election of a Prosecuting Attorney in the second judicial circuit.

On motion,

The Senate refused to recede from their disagreement to the engrossed amendments of the House to engrossed amendment of the Senate, to the engrossed bill of the House ;

And,

On motion,

Messrs. English and Read of Clark were appointed a committee of free conference on the part of the Senate.

Also the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have appointed Messrs. Athon and Edwards a committee of free conference on the part of the House relative to the disagreement of the two Houses of the General Assembly, on the engrossed amendment of the House to the engrossed amendment of the Senate, to engrossed bill of the House,

No. 146. An act to provide for the election of a Prosecuting Attorney in the second judicial circuit.

Mr. Ellis asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee, to which had been referred House bill, No. 275, have instructed me to report the same back to the Senate, and recommend that the same lie on the table, deeming said bill not sufficiently guarded, and not having time to perfect the same.

Which report was concurred in, and

The bill laid upon the table.

Also, the following report :

MR. PRESIDENT :

The select committee, to which had been referred House bill, No. 286, have instructed me to report the same to the Senate, and recommend that the same lie on the table.

Which report was concurred in, and,
The bill laid on the table.

On motion by Mr. Walpole,
Bill of the House,

No. 525. A bill in relation to the President and Directors of the Terre Haute and Richmond Rail Road Company, and to secure the more speedy completion of said road ;

Was taken from the table, when,

Mr. Walpole proposed the following amendment :

“Strike out the third, fourth, and fifth sections ;

Which amendment was adopted ; and

On motion,

The rules were suspended, the amendments considered as engrossed, the bill read a third time, and passed.

On motion by Mr. Morrison,

The Senate resumed the consideration of a resolution instructing the Treasurer of State to withhold any payments on Treasury warrants No. 4166 and 4167 ; and,

The question being,

On the adoption of the resolution ?

And the ayes and noes being demanded by two Senators, they were ordered :

Those who voted in the affirmative are,

Messrs. Allen, Berry, Brugh, Buckles, Conduit, Cornett, Dawson, English, Graham, Hardin, Huffstetter, Kinnard, Lyon, Malott, Miller, Montgomery, Morrison, Odell, Read of C., Sleeth, Walker, and Walpole—22.

Those who voted in the negative are,

Messrs. Eddy, Ellis, Harvey, Hendricks, Herod, Holloway, Houghton, and James—8.

No quorum voting ; when

Mr. Conduit asked and obtained leave to introduce the following resolution :

Resolved, unanimously, That the thanks of the Senate are hereby tendered to the Hon. James H. Lane, for the able, impartial, and dignified manner in which he has presided over the deliberations of the Senate during the present session.

Which was unanimously adopted.

When Mr. Montgomery proposed the following resolution :

Resolved, That the thanks of the Senate are due, and are hereby tendered the Secretaries and other officers of the Senate. for the

able and faithful manner in which they have respectively discharged their duties during the present session.

Which was unanimously adopted.

When Mr. Morrison proposed the following resolution :

Resolved, That the thanks of the Senate are due, and are hereby tendered, to the Reporters of the Indiana Journal and Indiana Sentinel, for the able and impartial manner in which they have reported the proceedings of this Senate.

Which was unanimously adopted.

On motion by Mr. Miller,

No. 405. A bill (of the House,) to amend the tenth section of chapter 21, of the Revised Statutes of 1843 ;

Was taken from the table, and,

On motion by Mr. Miller,

The rules were suspended, the bill read a third time and passed.

Mr. Odell asked and obtained leave to make the following report from a select committee :

MR. PRESIDENT :

The select committee to whom was referred House bill No. 529, entitled a bill to further amend an act entitled an act to incorporate the Lafayette and Indianapolis Railroad company," have had that subject under consideration, and recommend its passage when the following amendment is concurred in.

Amend by striking out the fifth section.

Which report was concurred in, the amendments adopted, and,

On motion by Mr. Odell,

The rules were suspended, the amendment considered as engrossed, read a third time and passed.

The following message was received from the House of Representatives by Mr. Lord, their Clerk:

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have passed the following engrossed joint resolution thereof:

No. 566. A joint resolution relative to granting the use of fire buckets to O. K. Fire Bucket Company, No. 1, of the city of Indianapolis ;

In which the concurrence of the Senate is respectfully requested.

And joint resolution in said message entitled,

No. 566. A joint resolution relative to granting the use of fire buckets to O. K. Fire Bucket Company, No. 1, of the city of Indianapolis ;

Which was read a first time, and,

On motion,

The rules were suspended, the joint resolution read a second time, and,

On further motion,

The rules were further suspended, the joint resolution read a third time and passed.

On motion by Mr. Conduit,

No. 377. A bill (of the House,) to amend the 38th section of article 20, of chapter 15, of the Revised Statutes of 1843 ;

Was taken from the table ; when

Mr. Dawson moved to reconsider the vote on reading said bill a third time.

Which motion prevailed.

When Mr. Dawson proposed the following amendment :

“Except the counties of Steuben, Dekalb, and Noble, from the provisions of said bill.”

Which amendment was adopted.

On motion by Mr. Conduit,

The rules were suspended, the bill read a third time, and passed.

On motion by Mr. English,

No. 391. A bill (of the Senate,) to transfer the title, papers, judgments, and decrees, &c., connected with the Georgia lands to Martin R. Green ;

Was taken from the table and read a third time, and,

The question being,

Shall the bill pass ?

It was decided in the negative.

So the bill did not pass.

On motion by Mr. McCarty,

No. 220. A bill (of the Senate,) to vacate certain leases for water power on the Central Canal therein named ;

Was taken from the table, and,

On motion by Mr. Miller,

Indefinitely postponed.

Mr. Hubbard asked and obtained leave to introduce the following resolution :

Resolved, That when the Senate adjourn, it adjourn to meet on Monday morning at 4 o'clock.

Which was adopted.

Mr. Eddy made the following report :

MR. PRESIDENT :

The select committee to whom was referred bill No. 55, entitled “an act for the relief of George Lotterer,” have had the same under consideration, and directed me to report the same back to the Senate, and recommend that it be laid on the table.

Which report was concurred in, and the bill laid on the table.

Mr. Hubbard made the following report from the committee on enrolled bills :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate Nos. 192, 209, 206, 305, 191, 238, 190, 187, 333, 348, 266, 265, 226, 101, 134, 183, 263, 203, 275, 322, 394, 283, 315, 247, 200, 290, 207, 210, 242, 292, 243, 316, 234, 231, 267, 208, 184, 211, 218, 258, 337; 205, 330, 301, 186, 229, 317, 310, 213, 415, 432, 356, with the engrossed, and find the same correctly enrolled.

Also, the following report :

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate Nos. 137, 166, 392, 382, 280, 278, 155, 171, 142, 386, 188, 276, 308, 319, 397, 398, 122, 404, 139, 312, 324, 491, with the engrossed, and find them correctly enrolled.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the 1st, 2d, 3d, 6th, 7th, 8th, and 11th engrossed amendments of the Senate without amendment, and that the House have concurred in the 5th engrossed amendment of the Senate with one amendment, and that the House have also refused to concur in the 4th, 9th, and 10th engrossed amendments of the Senate to engrossed bill of the House

No. 535. An act making specific appropriations for the year 1850 ;

In which amendment to said 5th amendment of the Senate the concurrence of the Senate is respectfully requested.

And,

On motion,

The Senate concurred in the engrossed amendment of the House to the fifth engrossed amendment of the Senate, to said engrossed bill of the House.

On motion by Mr. Graham,

The Senate insisted on the fourth engrossed amendment of the Senate to said engrossed bill of the House.

On motion by Mr. Miller,

The Senate insisted on the ninth engrossed amendment of the Senate to said engrossed bill of the House.

On motion by Mr. English,

The Senate insisted on the tenth engrossed amendment of the Senate to said engrossed bill of the House.

Mr. Houghton made the following report from the committee on free conference :

MR. PRESIDENT :

The committee of free conference appointed by the Senate to confer with a similar committee appointed by the House to take into consideration the disagreement of the two Branches on bill No. 112, entitled "an act to repeal an act to provide for the election of Prosecuting Attorneys by the people of the several counties," approved January 27, 1847, have had the same under consideration, and have not been able to agree, and ask to be discharged from the further consideration of the subject.

Which report was concurred in.

By Mr. Montgomery—

MR. PRESIDENT :

The committee of free conference appointed on the part of the Senate to act with a similar committee on the part of the House to whom was referred the disagreement of the two Houses on bill No. 140, entitled "a bill to carry out the obvious meaning and intent of the contract entered into between the State of Indiana and her bondholders," have had the subject under consideration, and have agreed to disagree, and ask to be discharged from the further consideration of the subject.

Which report was concurred in.

By Mr. Read of Clark—

MR. PRESIDENT :

The committee of free conference to whom was referred bill No. 146, "an act to provide for the election of a Prosecuting Attorney in second judicial circuit," have had the same under consideration, and have directed me to report the bill of the House back to the Senate and recommend that the Senate recede from their amendment to said bill.

Which report was concurred in.

The following message was received from the House of Representatives by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have receded from their disagreement to the 4th, 9th, and 10th engrossed amendments of the Senate to engrossed bill of the House :

No. 535. An act making specific appropriations for the year 1850 ;

And that the House have concurred in said amendments of the Senate without amendment.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

Nos. 317, 211, 184, 208, 210, 330, 337, 301, 229, 207, 186, 310, 231, 258, 382, 316, 247, 242, 205, 415, 292, 367, 315, 318, 213, 290, 243, 234 ; also,

An act to legalize the location of a State road in Franklin and Ripley counties ;

An act to incorporate the Brookville Literary and Scientific Lyceum ;

Which I am directed to bring to the Senate for the signature of the President thereof :

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have reconsidered the vote on refusing to concur in the engrossed amendment of the Senate to engrossed bill of the House

No. 71. An act to repeal a proviso to an act therein named ;

And have concurred in said amendment without amendment.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

Nos. 228, 209, 206, 101, 183, 265, 187, 62 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

Nos. 388, 451, 503, 509, 297, 499, 496, 504, 425, 468, 403, 407, 406, 277 ;

Also the following enrolled acts of the Senate :

Nos. 285, 305 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

Nos. 134, 192, 226, 266, 348, 332, 100, 238, 191 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

Nos. 275, 263, 203, 322 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

Nos. 467, 397, 381, 414, 254, 417, 280, 276, 412, 291, 380, 424, 479, 389, 64, 172, 267, 273, 239, 278 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message :

MR. PRESIDENT:

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

Nos. 478, 253, 147, 464, 214, 462, 460, 133, 421, 307 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate, that the Speaker of the House has signed the following enrolled act of the Senate :

No. 276. An act to authorize the construction of a Railroad from Rushville to Lewisville, in Henry county ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

Nos. 167, 476, 251, 474, 482, 228, 484 ;

Which I am directed to bring to the Senate for the signature of the President thereof.

Also the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to the following engrossed bills of the House :

No. 143. An act to incorporate the Independent Relief Fire company, No. 1 ;

No. 270. An act to incorporate the Delphi Northern Plank Road company ;

No. 332. An act providing for the opening of streets and alleys in the city of Indianapolis ;

No. 336. An act to amend an act entitled "an act to provide for the election of township assessors in the counties therein named, and defining their duties," approved January 27th, 1847 ;

No. 363. An act to attach a portion of Congressional township

No. 4, range 9 west, to township No. 3, range 9 west, in Gibson county ;

No. 387. An act to repeal the law authorizing the township trustees of the county of Warren, and State of Indiana, to assess a tax ;

No. 413. An act to amend the 11th article of the 12th chapter, of the Revised Laws of 1843, so far as Putnam county is concerned ;

No. 457. An act to incorporate the Otter Creek and Raccoon Plank Road company ;

§ No. 480. An act to incorporate the Vincennes and Orleans Railroad company ;

No. 489. An act to change the name of Andrew Jackson Keeth to that of Andrew Jackson Wiggins, and for other purposes ;

No. 517. An act to incorporate the Decatur, Portland, and Winchester Plank Road company ;

All without amendment.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate to the following engrossed bills of the House :

No. 255. An act defining the jurisdiction of justices of the peace in Marion and Boone counties, and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849 ;

No. 472. An act to compel speculators to pay a tax equal to that paid by actual settlers in the county of Lagrange ;

No. 422. An act to authorize the Governor of Indiana to compromise with, and to cause suit to be brought against the lessees of the water power of the Northern Division of the Central Canal ;

Without amendment.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have receded from their first engrossed amendments to engrossed bill of the Senate :

No. 296. An act to extend the terms of the probate court of Monroe county ,

The following message was received from the Governor, by Mr. Farkington, the Executive Messenger :

MR. PRESIDENT :

I am directed by the Governor to inform the Senate, that he has approved and signed the following bills, to-wit :

No. 4. An act to provide for a call of a convention of the people of the State of Indiana to revise or alter the constitution of said State.

No. 91. An act to amend the 138th section, of the 45th chapter of the Revised Statutes of 1843.

No. 276. An act to authorize the construction of a Railroad from Rushville to Lewisville, in Henry county.

No. 266. An act to cede and transfer the right and interest of the State in and to Northport feeder dam to the Board of Commissioners of the county of Noble for the cause of common schools.

No. 226. An act to incorporate the town of Noblesville.

No. 134. An act to incorporate the Bowling Green Manufacturing and navigating company.

No. 192. An act to incorporate congressional township No. 19, in Delaware and Henry counties for the encouragement of free schools.

No. 322. An act to amend an act entitled "an act to fix the time of holding courts in the tenth judicial circuit," approved January 25th, 1847.

No. 348. An act to amend an act entitled "an act to incorporate the city of Indianapolis," approved May 27th, 1848 ;

No. 275. An act to amend an act entitled "an act to more effectually prevent the retailing of spiritous liquors in certain counties therein named," approved January 16th, 1849 ;

No. 190. An act to repeal an act entitled "an act to vacate a certain road in the county of Switzerland," approved January 17th, 1841 .

No. 333. An act to change the time of convening the Legislature in 1850.

No. 238. An act supplemental and declaratory of the meaning of an act entitled an act to define the jurisdiction of justices of the peace, within the county of Vermillion.

No. 191. An act to establish an additional precinct in Marrs township, in the county of Posey.

No. 228. An act making additional appropriations for the year 1850, upon the New Albany and Vincennes Turnpike Road.

No. 206. An act to regulate the retailing of spirituous liquors in the county of Tippecanoe.

No. 101. A joint resolution for the relief of James Gallatly and others therein named.

No. 203. An act to locate a State road in Morgan and Owen counties.

No. 265. An act incorporating the Cloverdale Seminary.

No. 183. An act to repeal the second section of an act entitled an act to change the time of holding the probate courts in the coun-

ties of Perry and Harrison, approved Dec. 30, 1845, and for other purposes.

No. 263. An act to authorize the trustees of the school society of Mooresville, to convey real estate.

No. 209. An act to provide for an extension of the time of holding the terms of the Marion probate court.

All of which originated in the Senate, January 19, 1850.

Also, the following message from the House of Representatives :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have concurred in the engrossed amendment of the Senate, to the following engrossed bill of the House :

No. 287. An act declaring an act, entitled an act to increase and extend the benefits of common schools, approved January 17, 1849, to be in force in certain counties, and for other purposes.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have concurred in the engrossed amendments of the Senate, to the following engrossed bills of the House, without amendment :

No. 99. An act fixing the salaries of the auditors and treasurer of Allen county.

No. 225. An act defining the duties of the treasurer of Dearborn county and other counties therein named, and other officers in relation to the common school fund in said counties.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have passed the following engrossed bills of the Senate, without amendment :

No. 248, An act to authorize the sale of the feeder dam, in Delaware county.

No. 294. An act to incorporate the Fort Wayne, Auburn, and Steuben Plank Road Company.

No. 334. An act to repeal an act entitled an act more effectually to prevent the retailing of spirituous liquors in certain counties therein named.

No. 339. An act to amend an act entitled an act to increase and extend the benefits of common schools, approved January 17, 1849.

No. 350. An act to amend an act, entitled an act to define the jurisdiction of justices of the peace, in the several counties therein named, approved January 16, 1849.

No. 355. An act entitled an act to incorporate the Washington Manufacturing Company.

No. 356. An act to incorporate the Brookville Literary and Scientific Lyceum.

No. 360. An act to authorize the sale of the Northern Division of the Central Canal.

No. 385. An act to incorporate the town of Greenfield, in Hancock county.

No. 389. An act for a Plank Road from Newcastle, in Henry county, to Dublin, in Wayne county.

No. 384. An act relative to the acknowledgment and recording of deeds heretofore made and recorded.

No. 401. An act defining the duties and fixing the compensation of the prosecuting attorney of Tippecanoe county.

No. 405. An act changing the time of holding the Hancock circuit court, from the 2d Monday in February and August, to the 4th Mondays in March and September.

No. 406. An act respecting sinking fund mortgages.

No. 407. An act to incorporate the Mount Carmel and Owensville Turnpike Company.

No. 409. An act to legalize a certain order of the Knox probate court.

No. 410. An act to vacate the town of Baltimore, in the county of Warren.

No. 411. An act to incorporate the Fort Wayne and Columbia Plank Road Company.

No. 412. An act for the relief of the estate of William Harris, deceased, late of the county of Martin.

No. 413. An act to extend the time for collecting delinquent taxes in Elkhart county.

No. 414. An act to repeal an act relating to the jurisdiction of justices of the peace in the several counties therein named, so far as relates to the county of Gibson.

No. 415. An act to amend an act, entitled an act to incorporate the Franklin and White river Turnpike Company.

No. 416. An act to amend an act therein named.

No. 418. An act authorizing Jeremiah T. Draper, to file his bill for a divorce in the Hancock circuit court.

No. 419. An act to enable the qualified voters of district, No. 8, in township, No. 33, north of range, No. 7 east, to levy a tax in said district sufficient to build a school House.

No. 420. An act to vacate certain blocks, streets, and alleys, in Michigan city, Laporte county, Indiana.

No. 422. An act to authorize Charity Ann Wise, to file a bill for a divorce.

No. 423. An act to amend the General Plank Road law.

No. 426. An act to repeal an act in relation to the seminary fund of Tippecanoe county.

No. 427. An act to incorporate the German Theological Seminary of the German Evangelical Lutheran Synod of Missouri, Ohio, and other States.

No. 428. An act to regulate the time for civil and chancery business of the Marion and Hancock circuit court.

No. 430. An act to extend an act, entitled an act to incorporate the town of Peru, approved February 14, 1848, to the town of Vernon.

No. 432. An act to legalize the location of a State Road in Franklin and Ripley counties.

No. 433. An act to amend section 13, of an act to increase and extend the benefits of common schools, within the counties therein named.

No. 434. An act to prohibit the sale of intoxicating liquors in the town of Plainfield and vicinity, in Hendricks county.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have concurred in the engrossed amendments of the Senate, to the following engrossed bill of the House :

No. 377. An act to amend the 38th section, of article 2, of chapter 15, of the revised statutes of 1843.

No. 529. An act further to amend the charter of the Lafayette and Indianapolis Rail Road Company.

No. 565. An act restricting the board of trustees of the several townships of Warren county, from levying a tax without the consent of the inhabitants thereof.

All without amendment.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Senate, that the House have concurred in the engrossed amendment of Senate, to engrossed bill of the House,

No. 497. An act to prohibit the sale of spirituous liquors in Jackson and Monroe townships, Madison county, by a less quantity than thirty gallons.

Without amendment.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives, to inform the Se-

nate, that the Speaker of the House has signed the following enrolled act of the Senate :

No. 394. An act declaring the meaning of the 11th section, of chapter 4, of the revised statutes of 1843.

Which I am directed to bring to the Senate, for the signature of the President thereof.

Mr. Harvey asked and obtained leave to withdraw from the files of the Senate, certain petitions.

Mr. Hamrick also asked and obtained leave to withdraw from the files of the Senate, certain petitions.

Mr. Read of Clark, asked and obtained leave to withdraw from the files of the Senate, certain petitions.

On motion,
The Senate adjourned.

MONDAY MORNING, JANUARY 21, 1850.

The Senate met.

On motion by Mr. Miller,

The reading of the journal was dispensed with.

Mr. Miller asked and obtained leave to offer the following resolution :

Resolved, That when the Senate adjourn, it will adjourn to meet at half-past eight o'clock.

Which was adopted.

On motion by Mr. Miller,
The Senate adjourned.

8½ o'clock, P. M.

Senate met.

Mr. Rousseau asked and obtained leave to make the following report :

MR. PRESIDENT :

The select committee to which was referred bill of the House, No. 333, entitled an act to repeal an act, entitled an act to incorporate the town of Bloomfield, approved February 2, 1837, have had that subject under consideration and have directed me to report the

same back to the Senate, with one amendment, and when so amended, to ask respectfully, that it may passed.

Amendment referred to—

That at the April election, in the year 1850, for the election of township officers for the township of Richland, in the county of Greene, a poll shall be opened by the judges and clerks of said election, for the purpose of taking the sense of the qualified voters of said town, touching the repeal of said law, and to each of the voters of said town of Bloomfield, the following question shall be put by the judges of said election, to-wit: "Are you in favor of repealing the law incorporating the town of Bloomfield?" and if a majority of the said voters of said town, shall answer in the affirmative to said question, then, and not till then, this act shall be in force. The judges and clerks of said election, shall be governed, in taking this vote, as far as may be, by the law regulating elections.

Which report was concurred in,

The amendment adopted, and,

On motion by Mr. Rousseau,

The rules were suspended, the amendment considered as engrossed, the bill read a third time and passed.

Mr. Hubbard from the committee on enrolled bills, made the following report:

MR. PRESIDENT:

The committee on enrolled bills has compared enrolled bill of the Senate Nos. 401, 434, 433, 420, 428, 204, 431, 423, 297, 426, 422, 419, 311, 409, 406, 418, 369, 371, 334, 427, 341, 363, 296, 236, 323, 303, 232, 294, 264, 352, 202, 244, 412, 281, 212, 347, 336, 357, 361, 156, 410, 414, 405, 299, 199, 237, 216, 198, 307, 343, 353, 359, 346, with the engrossed, and find them correctly enrolled.

Mr. Berry made the following report:

MR. PRESIDENT:

The select committee, to whom was referred House bill No. 431, entitled, "a bill relative to a joint rail road, and joint passenger depot at Indianapolis," have had that subject under consideration, and directed me to report it back, with sundry amendments, which, when made, they recommend its passage.

Amendments referred to:

"Strike out the 3d section ;"

When,

On motion,

The bill was laid on the table.

Mr. Eddy asked and obtained leave to withdraw certain petitions from the files of the Senate.

Mr. Hardin asked and obtained leave to introduce the following resolution :

Resolved, That the Governor be requested to return to the Senate, bills Nos. 305, 308, 321, and 338, which originated in the Senate.

Which was adopted.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendment of the Senate to engrossed bill of the House :

No. 333. An act to repeal an act entitled "an act to incorporate the town of Bloomfield," approved February 2, 1837.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRDSIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the engrossed amendments of the Senate, to engrossed bill of the House, without amendment :

No. 525. An act in relation to the President and Directors of the Terre Haute and Richmond Rail Road Company, and to secure the more speedy completion of said road.

Also, the following message was received from the House of Representatives, by Mr. Lord, the Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the Senate :

Nos. 333, 370, 146, 537, 342, 518, 565, 405, 566, 538, 552, 497, 548, 463, 519, 502, 524, 528, 541, 322, 320, 156, 523, 475, 549, 529, 377, 466, 324, 543, 555, 522, 535.

Also the following enrolled acts of the Senate :

Nos. 336, 357, 361, 410, 414, 299, 199, 237, 216, 198, 343, 353,

359, 346, 202, 264, 281, 412, 244, 347, 212, 252, 294, 232, 303, 296, 323, 236, 341, 363, 307.

Which I am directed to bring to the Senate for the signature of the President thereof.

The President laid before the Senate the following communication from His Excellency the Governor :

EXECUTIVE DEPARTMENT, {
January 21, 1850. }

HON. JAMES H. LANE,

President of the Senate :

Please lay before the Senate bills Nos. 308, 305, and 321, according to the requirements of a resolution this day passed by the Senate.

Respectfully,

JOSEPH A. WRIGHT.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be requested to return to this House Senate bills, Nos. 305, 308, 321, and 338.

Which was concurred in.

Also, the following message was received from the House of Representatives by Mr. Lord their clerk :

MR. PRESIDENT :

I am directed to inform the Senate that the Speaker has signed the following enrolled acts of the Senate :

Nos. 250, and 405.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Se-

nate that the House have re-considered the vote on the passage of the following bills of the Senate, and have again passed the same, with sundry amendments:

No. 305. An act to incorporate the Evansville Insurance Company.

No. 308. An act to incorporate the Mount Vernon Insurance Company.

No. 321. An act to incorporate the Mechanic's Insurance Company.

No. 338. An act to incorporate the Logansport Insurance Company.

In which amendments the concurrence of the Senate respectfully requested.

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled,

No. 305. A bill to incorporate the Evansville Insurance Company.

Also,

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled,

No. 308. A bill to incorporate the Mount Vernon Insurance Company.

Also,

On motion,

The Senate concurred in the engrossed amendment of the House, to said engrossed bill of the Senate, entitled,

No. 321. A bill to incorporate the Mechanic's Insurance Company.

Also,

On motion,

The Senate concurred in the engrossed amendment of the House to the engrossed bill of the Senate, entitled,

No. 338. A bill to incorporate the Logansport Insurance Company.

On motion,

The Senate adjourned.

Two o'clock, P. M.

The Senate met,

Mr. Harvey from the committee on enrolled bills, made the following report:

MR. PRESIDENT :

The committee on enrolled bills have compared enrolled bills of the Senate, Nos. 411, 233, 306, 289, 270, 338, 367, 339, 182, 256, 351, 287, 217, 355, 380, 376, 261, 377, 390, 387, 395, 379, 376, 249, 365, 378, 379, 395, 390, 377, 261, 375, 385, 389, 360, 384, 245, 362, 430, 405, 250, 175, 318, 340, 291, 262, 304, 272, 146, 248, 407, 230, 268, 252, 185, 187, 351, 256, 367, 412, with the engrossed thereof, and find them correctly enrolled.

On motion by Mr. Hardin,

The Senate re-considered the vote on the indefinite postponement of joint resolution of the House,

No 281. A joint resolution in relation to costs in the District and Circuit Courts of the United States in suits involving questions of patent rights, by patentees and their assigns who are insolvent ;

And,

On motion by Mr. Hardin,

The rules were suspended, the bill read a third time, and passed. Mr. Miller introduced the following resolution :

Resolved, That a committee of two be appointed on the part of the Senate, to act with a similar committee to be appointed on the part of the House of Representatives, to wait on His Excellency, the Governor, and inform him that the two Houses of the General Assembly have gone through the business of the session, and are now ready to adjourn *sine die*, unless he has some further communication to make.

Which was adopted, and,

Messrs. Miller and Porter were appointed said committee on part of the Senate.

The following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have concurred in the resolution of the Senate providing for the appointment of a committee to wait on His Excellency, the Governor, to inform him that both Houses have gone through with their legislative business, and are now ready to adjourn *sine die*, if he has no further communication to make to them ; and have appointed Messrs. Hunter and Whinery said committee, on the part of the House.

Also, the following message was received from the House of Representatives, by Mr. Lord, their clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker of the House has signed the following enrolled acts of the House :

Nos. 349, 356, 348, 338, 540, 558, 560, 156, 310, 429, 323, 326, 345, 328, 485, 457, 387, 517, 332, 363, 321, 544, 336, 325, 357, 350, 143, 354, 355, 434, 413, 335, 416, 334, 566, 316, 327, 480, 557, 473, 340, 546, 413, 343, 372, 350, 329, 336, 420, 489, 333, and 535.

Also, the following enrolled acts of the Senate :

Nos. 362, 245, 360, 384, 389, 375, 185, 385, 430, 407, 304, 291, 248, 252, 253, 272, 262, 246, 230, 268, 249, 318, 115, 270, 289, 306, 411, 223, 338, 217, 287.

Which I am directed to bring to the Senate for the signature of the President thereof.

Also, the following message :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the Speaker has signed the following enrolled acts of the House :

Nos. 270, 281.

Which I am directed to bring to the Senate for the signature of the President thereof.

The following message was received from the Governor, by Mr. Tarkington, the Executive messenger.

MR. PRESIDENT :

I am directed by the Governor to inform the Senate that he has approved and signed the following bills, to-wit :

No. 210. An act to vacate certain streets and alleys in Jeffersonville.

No. 208. An act to authorize the Superintendent of the New Albany and Vincennes McAdamized Road to pay the attorneys' fees in the case of Clendenin vs. Frazier in the supreme court.

No. 330. An act for the relief of Charles Martin, Daniel Seward, and John Bundy.

No. 211. An act to amend the 36th section of the 37th chapter of article 1 of the Revised Statutes of 1843.

No. 184. An act to incorporate the Trustees of the Indianapolis Collegiate Institute.

No. 337. An act to legalize the marriage between William Brazzle and Sarah Vaughn, of Daviess county.

No. 207. An act to amend section 65 of chapter 54 of the Re-

vised Statutes of 1843, as far as relates to the county of Tippecanoe.

No. 285. An act to repeal an act, entitled "An act to amend section 101 of chapter 38 of the Revised Statutes of 1843.

No. 186. An act requiring an enumeration of the white male inhabitants of this State.

No. 229. An act to incorporate the White River Railroad Company.

No. 292. An act for the relief of George Donaldson of the county of Lagrange.

No. 267. An act for the temporary relief of the poor in Dearborn county.

No. 218. An act to authorize the Board of Commissioners of Daviess county to compromise certain actions now pending against the securities of Friend Spears, late treasurer of said county.

No. 394. An act declaring the meaning of the 11th section of chapter 4 of the Revised Statutes of 1843.

No. 301. An act to preserve the interest of the State of Indiana in the Madison and Indianapolis Railroad.

No. 243. An act to correct a mistake in the act relative to Plank Roads.

No. 290. An act to amend several acts incorporating Turnpike Roads therein named.

No. 213. An act for the relief of Nancy C. Barrow, of Jefferson county.

No. 234. An act to incorporate the Mixerville Turnpike Company.

No. 356. An act to incorporate the Brookville Literary and Scientific Lyceum.

No. 432. An act to legalize the location of a State road in the counties of Franklin and Ripley.

No. 317. A joint resolution in relation to a mail route from Rushville by way of Greenfield to Noblesville, in the State of Indiana.

No. 315. An act to regulate the relinquishment of damages upon the Wabash and Erie Canal.

No. 415. An act to amend an act, entitled "An act to incorporate the Franklin and White River Turnpike Company," approved Jan. 16, 1849.

No. 310. An act permanently fixing the location of the Greenfield and Franklin State road within the counties of Hancock and Shelby.

No. 231. An act for the relief of Mary Huffman.

No. 283. An act to encourage the investment of capital for manufacturing purposes.

No. 258. An act to incorporate the town of Westunion, in Fayette county, State of Indiana.

No. 316. An act for the relief of Hugh M. Stevenson and James Wilson, of Wabash county.

No. 247. An act to amend an act, entitled "An act to incorpo-

rate the City of New Albany, and to repeal all laws in force incorporating the town of New Albany, approved Feb. 14, 1839, and of the various acts amendatory thereto."

No. 242. An act for the relief of the estate of Noah Noble, deceased.

No. 205. An act to incorporate the Eel River Bridge Company.

No. 244. An act to provide for a general index of deeds in Marion county.

No. 412. An act for the relief of the estate of William Harris, deceased, late of the county of Martin.

No. 281. An act to incorporate the Ohio River and Princeton Plank Road Company.

No. 212. An act for the relief of certain persons therein named, in Warren county.

No. 347. An act in relation to tavern and grocery license in Hancock county.

No. 294. An act to incorporate the Fort Wayne, Auburn, and Steuben Plank Road Company.

No. 352. An act to provide for the sale of a portion of square No. 25, in the town of Indianapolis for the purpose of erecting thereon buildings for the use of the Indiana Central Medical College.

No. 202. An act for the relief of Sylvester D. Morgan and Benjamin Fuller, of the county of Clark.

No. 264. An act fixing the salary of the auditor of the county of Owen.

No. 307. An act to incorporate the Rushville and Muncietown Railroad Company.

No. 323. An act to amend an act, entitled "An act to compel speculators to pay a tax equal to that paid by actual settlers in the county of Noble."

No. 303. An act to amend an act, entitled "An act to authorize the people of the several counties to prohibit the retailing of spirituous liquors," approved Jan. 28, 1847, so far as relates to the counties of Park, Monroe, and Brown.

No. 232. An act to legalize the sale of lot No. 85, in the town of Wabash, Wabash county, Indiana.

No. 427. An act to incorporate the German Theological Seminary of the German Evangelical Lutheran Synod of Missouri, Ohio, and other States.

No. 334. An act to repeal an act, entitled "An act more effectually to prevent the retailing of spirituous liquors in certain counties therein named.

No. 371. An act to amend an act entitled "an act to change the time of holding courts in the eighth judicial circuit," approved January 15, 1849.

No. 369. An act to amend an act entitled "an act granting the citizens of Lawrenceburgh a city charter, and for revising and re-

pealing all laws and parts of laws heretofore enacted on that subject."

No. 296. An act to extend the terms of the probate court of the county of Monroe.

No. 257. An act relative to the probate judge of Shelby county.

No. 256. An act to change the name of Losson Brinton, of Pike county, and for other purposes.

No. 252. An act to authorize the State Librarian to send surplus copies of public documents to Liberia.

No. 175. An act to amend an act entitled "an act to authorize county auditors to sell lands at private sale, which have been bid in for the use of the school fund," approved January 28, 1847, so far as relates to the counties of Fountain and Martin.

No. 253. An act to vacate a certain road in the county of De Kalb.

No. 262. An act in relation to printing additional copies of the general and local laws of this State.

No. 298. An act to incorporate the Trustees of the Indiana Female Normal School.

No. 289. An act to incorporate the Richmond and Liberty turnpike company.

No. 248. An act to authorize the sale of the feeder dam in Delaware county.

No. 339. An act to amend an act, entitled "An act to increase and extend the benefits of Common Schools," approved Jan. 17, 1849.

No. 223. An act directing the Secretary of State to make a patent to James Hensley for certain Wabash and Erie Canal lands.

No. 291. An act to incorporate the Jefferson county Historical Society.

No. 146. An act to amend article 5, chapter 28, of the Revised Statutes of 1843.

No. 182. An act to authorize the taking of depositions of practicing physicians in certain cases.

No. 230. An act to amend an act entitled "an act to compel speculators to pay road tax equal to that paid by actual settlers, and for other purposes, in the county of Tipton."

No. 341. An act for the relief of Paul Egbert and others.

No. 268. An act providing for the re-location of Orr and Harrison's addition to the eastern enlargement of Evansville, and for other purposes.

No. 318. An act to amend chapter 5, article 48, of the Revised Code.

No. 336. A joint resolution in relation to an appropriation by the General Government for the improvement of the harbor at Michigan City and the Ohio river.

No. 340. An act to incorporate the Cincinnati and St. Louis Telegraph company.

No. 343. An act in relation to the erection of a school house in Cambridge City.

No. 346. An act defining the duties of the treasurer of Madison county as to road tax.

No. 351. An act to provide for the election of prosecuting attorney in the county of Wabash.

No. 353. An act to increase the pay of the Probate Judge of Harrison county.

No. 357. An act authorizing the election of an additional justice of the peace for North Madison.

No. 359. An act for the relief Crawford Byrd.

No. 361. An act to vacate a certain alley in the town of Spencer-ville.

No. 272. An act imposing additional duties on the warden and the superintendent of the State Prison buildings.

No. 245. An act to amend the act entitled "an act to incorporate the Fort Wayne and Bluffton Turnpike company."

No. 156. An act to distribute a surplus road tax in Jefferson county.

No. 306. An act for the relief of Elias Abel, of Monroe county.

No. 216. An act to incorporate the Point Commerce Bridge company.

No. 420. An act to vacate certain blocks, streets, and alleys in Michigan City, Laporte county, Indiana.

No. 204. An act to incorporate the Lafayette, Rossville, and Michigan Plank Road Company.

No. 423. An act to amend the General Plank Road Law.

No. 297. An act authorizing justices of the peace in certain cases to perform the duties of coroner.

No. 426. An act to repeal an act in relation to the County Seminary Fund of Tippecanoe county, approved Feb. 11, 1848.

No. 422. An act to authorize Charity Ann Wise to file a bill for a divorce.

No. 419. An act to enable the qualified voters of district No. 8, in township 33 north, of range 7 east, in Kosciusko county, to levy tax in said district sufficient to build a School House.

No. 401. An act defining the duties and fixing the compensation of the prosecuting attorney of Tippecanoe county.

No. 431. An act to extend an act, entitled "An act to incorporate the town of Peru," approved Feb. 14, 1848, to the town of Vernon.

No. 251. An act declaring a certain county road therein named a State road.

No. 254. An act to amend the act entitled "an act to incorporate the city of Fort Wayne."

No. 255. An act to amend "An act to incorporate the American Cannel Coal Company."

No. 365. An act to amend the charter of the Evansville and Illinois Railroad Company.

No. 249. An act to incorporate the Lagro and North Manchester Plank Road company.

No. 378. An act to change the time of holding probate court of Delaware county.

No. 379. An act to vacate a certain State road in the county of De Kalb, and for other purposes.

No. 380. An act to extend the time of the March and June sessions of the board of county commissioners of Cass county.

No. 376. An act to re-open a road in Cass county.

No. 363. An act to authorize Michael F. Bourke to obtain license to practice law in this State.

No. 236. An act to change the time of holding the probate court of Allen county.

No. 311. A bill to incorporate the town of Troy, in Perry county.

No. 394. An act declaring the meaning of section 11 of chapter 4 of the Revised Statutes of 1843.

No. 423. An act to amend section thirteen of an act to increase and extend the benefits of common schools within the counties therein named.

No. 434. An act to prohibit the sale of intoxicating liquors in the town of Plainfield and vicinity, in Hendricks county.

No. 418. An act authorizing Jeremiah T. Draper to file his bill for a divorce in the Hendricks circuit court.

No. 409. An act to legalize a certain order of the Knox probate court.

No. 406. An act respecting sinking fund mortgages.

No. 428. An act to regulate the time for civil and chancery business of the Marion and Hancock circuit court.

No. 355. An act to incorporate the Washington Manufacturing company.

No. 390. An act to authorize the Governor to appoint a private secretary.

No. 395. An act to amend an act entitled "an act to provide for the election of township assessors in the counties therein named, and defining their duties," approved January 27th, 1847, so far as relates to the county of Monroe.

No. 387. An act to extend an act entitled an act more effectually to prevent the retailing of spirituous liquors in certain counties therein named, approved January 16th, 1849.

No. 377. An act conferring the power upon the voters of Wayne township, Henry county, to determine the question of "license" or "no license."

No. 261. A bill to change the name of Belsora Barsheba Ingleswright, and others.

No. 250. An act to incorporate the Shelbyville and Indianapolis Railroad company, and for other purposes.

No. 405. An act changing the time of holding the Hancock circuit court from second Monday in February and August to the first Mondays in March and September.

No. 198. An act to amend the school law so far as the same relates to fractional township No. 3, range 10, in Jefferson county.

No. 299. An act to change the name of Virginia Young to that of Virginia McAfee.

No. 199. An act to authorize justices of the peace in Posey township in Switzerland county, to perform the duties of coroner in certain cases.

No. 414. An act to repeal an act relating to the jurisdiction of justices of the peace so far as relates to Gibson county.

No. 237. An act regulating the jurisdiction of justices of the peace in the county of Henry.

No. 410. An act to vacate the town of Balti, in the county of Warren.

No. 217. An act to incorporate the Clinton and Illinois Plank road company.

No. 305. An act to incorporate the Evansville Insurance company.

No. 321. An act to incorporate the Firemen's and Mechanics' Insurance company.

No. 308. An act to incorporate the Mount Vernon insurance company.

No. 338. An act to incorporate the Logansport Insurance company.

No. 270. A joint resolution upon the subject of a grant of land for a geological survey of the State of Indiana.

No. 287. An act to incorporate the Crawfordsville and Terre Haute Plank road company.

No. 411. An act to incorporate the Fort Wayne and Columbus Plank road company.

No. 375. An act to authorize the Sheriff of Lawrence county to serve process issued by justices of the peace in certain cases.

No. 185. An act relative to lands mortgaged and forfeited to the State of Indiana.

No. 384. An act relative to the acknowledgment and recording of deeds heretofore made and recorded.

No. 360. An act to authorize the sale of the Northern Division of the Central Canal.

No. 430. A bill to incorporate the Harrison Drawbridge company.

No. 407. An act to incorporate the Mount Carmel and Owensville Turnpike company.

No. 362. An act to amend an act to incorporate the Willmington and Aurora Insurance company, approved February 2d, 1839.

No. 304. An act to incorporate the town of Shelbyville in Shelby county.

No. 385. An act to incorporate the town of Greenfield, in the county of Hancock.

No. 389. An act for a plank road from Newcastle, in Henry county, to Dublin, in Wayne county.

All of which originated in the Senate.

Mr. Miller made the following report :

MR. PRESIDENT :

The joint committee appointed to wait on his Excellency the Governor, and inform him that both Houses of the General Assembly have gone through with their legislative business, and are ready to adjourn *sine die*, if he had no further communications to make to them, have performed that duty, and are directed by his Excellency to inform the General Assembly that he has no further communications to make to them, and that he wishes to the members thereof health and happiness.

Which was adopted.

Mr. Porter offered the following resolution :

Resolved, That the Secretary inform the House that the Senate have now gone through with their legislative business, and are ready to adjourn *sine die*.

Which was adopted.

The following message was received from the House of Representatives, by Mr. Lord, their Clerk :

MR. PRESIDENT :

I am directed by the House of Representatives to inform the Senate that the House have adopted the following resolution :

Resolved, That the Senate be informed that the House of Representatives have gone through with their legislative business of the present session, and are now ready to adjourn *sine die*.

And,

On motion by Mr. Harvey,
The Senate adjourned *sine die*.

BEATTIE McCLELLAND,

Assistant Secretary of the Senate.



INDEX.

A

ABSENCE.

	PAGE.
Leave of, granted to Mr. James,	- 163
Leave of, granted to Mr. Walpole,	- 220
Leave of, granted to Mr. Eddy,	- 220
Leave of, granted to Mr. Martin,	- 340
Leave of, granted to the committee on benevolent institutions,	466
Leave of, granted to Mr. Randall,	- 489
Leave of, granted to Mr. Reid,	- 582
Leave of, granted to Mr. Hanna,	- 589
Leave of, granted to committee on benevolent institutions,	- 589
Leave of, granted to Mr. Adams,	- 656
Leave of, granted to Mr. Conduit,	- 656
Leave of, granted to Mr. Dawson,	- 656
Leave of, granted to Mr. Buckles,	- 656
Leave of, granted to Mr. Day,	- 656
Leave of, granted to Mr. Lyon,	- 656
Leave of, granted to Mr. Garver,	- 656
Leave of, granted to Mr. Teegarden,	- 656
Leave of, granted to Mr. Ellis,	- 656
Leave of, granted to Mr. Woods,	- 722
Leave of, granted to Mr. Sleeth,	- 723

ADAMS, THOMAS M.

Attended,	-	-	-	-	-	-	3
Petitions by,	-	-	-	-	-	-	3, 402
Reports by,	-	-	-	-	119, 276, 432, 529,	608	

Bills introduced by,	-	34, 124, 375, 376, 432, 437, 438, 710	
Resolutions by,	-	-	7, 65, 100, 104, 148
Motions by,	-	27, 34, 276, 287, 297, 304, 324, 376, 381, 402, 437	
		438, 440, 506, 525, 530, 548, 585, 586, 608, 710	

ADJOURNMENT SINE DIE.

Fixed on 16th of January, 1850, by the Senate,	-	-	442
Fixed on 21st of January, 1850, by the House,	-	-	491
Senate agrees to the time fixed by the House,	-	-	543

AGENT OF STATE.

Report of, (see Documentary Journal)	-	-	-	60
Election of,	-	-	-	484

ALLEN, JOSEPH.

Attends,	-	-	-	-	-	4
Reports by,	-	-	-	-	-	300, 649
Bills introduced by,	-	-	63, 81, 131, 232, 256, 377, 417			
Motions by,	-	33, 129, 131, 164, 248, 256, 354, 417, 494, 584				

APPEAL.

From the decision of the President,	-	-	-	-	637
-------------------------------------	---	---	---	---	-----

AUDITOR OF STATE.

Annual report of, (see Documentary Journal)	-	-	-	-	10
Communication from,	-	-	-	-	58
Election of,	-	-	-	-	62
Communication from,	-	-	-	-	212
Communication from,	-	-	-	-	504
Communication from,	-	-	-	-	527

AYES AND NOES.

On resolution relative to taking newspapers,	-	-	-	9
On the above resolution and amendments,	-	-	-	9
On the same resolution,	-	-	-	9, 10
On the same resolution and amendments,	-	-	-	10

On the same resolution and amendments, - - -	36
On resolution and amendments relative to same, - - -	37
On amendment to the above resolution, - - -	38
On adoption of the above resolution as amended, - - -	38
On motion to print special report of Auditor of State, - - -	59
On referring joint resolution of the Senate No. 2, - - -	66
On engrossment of Senate bill No. 8, - - -	67
On indefinite postponement of Senate bill No. 30, - - -	69
On resolution and amendments to print the Governor's Inaugural Address, - - -	80
On passage of Senate bill No. 8, - - -	85
On referring joint resolution of the Senate No. 49, - - -	86
On the reconsideration of the vote on the indefinite postponement of Senate bill No. 30, - - -	95
On the indefinite postponement of Senate bill No. 30, - - -	96
On motion relative to Senate bill No. 29, - - -	107
On motion to lay Senate bill No. 29 on table, - - -	108
On a similar motion, - - -	108
On passage of Senate bill No. 29, - - -	132
On passage of Senate bill No. 71, - - -	133
On passage of Senate bill No. 47, - - -	134
On laying adjourning resolution on the table, - - -	137
On passage of Senate bill No. 120, - - -	138
On engrossment of Senate bill No. 73, - - -	140
On an adjourning resolution, - - -	141
On reconsidering the above vote, - - -	142
On motion relative to Senate bill No. 70, - - -	163
On passage of Senate bill No. 73, - - -	164
On the indefinite postponement of Senate bill No. 126, - - -	166
On laying an amendment to said bill on table, - - -	167
On motion to lay Senate bill No. 70, &c., on table, - - -	178
On motion to lay instructions and amendments to Senate bill No. 70 on the table, - - -	194
On the same motion, - - -	195
On recommitment of Senate bill No. 70, - - -	195
On motion to recommit Senate bill No. 101, - - -	197
On motion to indefinitely postpone Senate bill No. 84, - - -	206
On amendment to Senate bill No. 84, - - -	207
On motion to lay amendment to Senate bill No. 84 on table, - - -	208
On engrossment to Senate bill No. 84, - - -	208
On amendment to House bill No. 73, - - -	219
On motion relative to House bill No. 73, - - -	219
On motion relative to House bill No. 73, - - -	220
On passage of House bill No. 73, - - -	220
On engrossment of joint resolution of the Senate No. 101, - - -	225
On engrossment of Senate bill No. 112, - - -	226
On passage of Senate bill No. 84, - - -	233
On motion to adjourn, - - -	236
On passage of joint resolution of the Senate No. 101, - - -	242

On motion relative to Senate bill No. 105,	-	-	-	243
On motion to recommit Senate bill No. 105,	-	-	-	243
On passage of Senate bill No. 112,	-	-	-	244
On amendment to a resolution of Senate,	-	-	-	245
On motion to adjourn,	-	-	-	251
On motion to reconsider the vote on the adoption of adjourning resolution,	-	-	-	255
On the adoption of the above resolution,	-	-	-	255
On motion to reconsider the last vote taken,	-	-	-	255
On motion to postpone the consideration of said resolution,	-	-	-	256
On motion to lay instructions relative to House bill No. 144 on the table,	-	-	-	263
On the motion to lay Mr. Miller's amendment to Senate bill No. 4 on table,	-	-	-	270
On the motion to lay Mr. Hardin's amendment to amendment to said bill on the table,	-	-	-	270
On the motion to lay Mr. Reid's amendment to the amendment to said bill on table,	-	-	-	271
On the motion to lay the amendment to said bill on the table,	-	-	-	272
On motion to lay an amendment to Senate bill No. 108 on the table,	-	-	-	276
On motion to lay Senate bill No. 108 on the table,	-	-	-	277
On adopting amendments to House bill No. 24,	-	-	-	286
On suspending call of the Senate,	-	-	-	289
On motion to postpone the consideration of Senate Bill No. 4,	-	-	-	289
On motion to reconsider the last vote,	-	-	-	290
On motion to postpone the consideration of said bill No. 4,	-	-	-	290
On motion to reconsider the vote on laying Mr. Hardin's amendment on table,	-	-	-	291
On motion to lay Mr. Hanna's amendment to the amendment to said bill on table,	-	-	-	291
On the motion to lay Mr. Read's amendment to the amendment to said bill on the table,	-	-	-	292
On the motion to lay Mr. Dawson's amendment to the amendment to said bill on the table,	-	-	-	293
On the motion to lay Mr. Rosseau's amendment to the amendment to said bill on the table,	-	-	-	294
On motion to adjourn,	-	-	-	295
On the motion to discharge the select committee from the consideration of Senate bill No. 126,	-	-	-	299
On motion to lay an adjourning resolution on the table,	-	-	-	300
On motion to lay Senate bill No. 215 on the table, and print 500 copies,	-	-	-	302
On the motion to recommit Senate bill No. 4,	-	-	-	308
On motion to lay Mr. Harney's amendment to the amendment to Senate bill No. 4 on the table,	-	-	-	310
On the motion to lay Mr. Conduit's amendment to the amendment to said bill on the table,	-	-	-	311

On the motion to lay Mr. Hardin's amendment to the amendment to said bill on the table, - - -	321
On the adoption of said amendment, - - -	322
On the motion to lay the amendment as amended on the table, - - -	322
On the motion to lay Mr. Miller's amendment to said bill on the table, - - -	324
On the motion to adjourn over New Year's, - - -	324
On motion to adjourn - - -	325
On the motion to lay on the table, and print 500 copies of the report of the select committee concerning the Black laws, -	339
On the motion to lay Mr. Hanna's amendment to House amendment to Senate bill No. 29 on the table, - - -	356
On the motion to lay Mr. Hanna's amendment to the House amendment to said bill on the table, - - -	357
On ordering the main question to be put on the House amendment to said bill, - - -	357
On concurring in said amendment, - - -	358
On printing the report of the select committee on the Black laws, - - -	369
On the motion to lay House bill No. 222 on the table, - - -	379
On the passage of said bill, - - -	379
On motion to recommit Senate bill No. 140, - - -	391
On motion to lay the report and amendment of the select committee to whom Senate bill No. 3 was referred on the table, -	395
On motion to refer Senate bill No. 201, - - -	399
On motion to lay amendment to said bill on the table, - - -	400
On the engrossment of said bill No. 201, - - -	400
On concurring in the report of the select committee relative to Senate bill No. 126, - - -	403
On motion to reconsider the last vote, - - -	404
On the motion to lay the amendment to said bill on the table, - - -	404
On motion to lay the amendment to said bill on the table, - - -	405
On motion to lay amendment to said bill on the table, - - -	406
On motion to lay amendment to said bill on the table, - - -	406
On sustaining the call for the previous question on said bill, - - -	407
On engrossment of Senate bill No. 126, - - -	408
On the motion to print the report of the select committee relative to the Black laws, - - -	413
On the motion to lay Mr. Berry's amendment to House bill No. 248 on the table, - - -	422
On the adoption of the 1st section of said amendment, - - -	422
On the adoption of the 2d section, - - -	422
On ordering House bill No. 248 to a third reading, - - -	425
On the passage of said bill, - - -	425
On laying Senate bill No. 189 on the table, - - -	428
On the adoption of the amendment to Senate bill No. 140, - - -	436
On passage of Senate bill No. 201, - - -	440
On Mr. Hardin's amendment to the adjourning resolution, - - -	441
On Mr. Winstandley's amendment to said resolution, - - -	441

On Mr. Morrison's amendment to said resolution,	-	-	442
On the motion to reconsider the vote on refusing to pass joint resolution of Senate, No. 101,	-	-	443
On the passage of said joint resolution,	-	-	443
On motion to recommit Senate bill No. 126,	-	-	444
On the motion to reconsider the last vote,	-	-	444
On the passage of said bill,	-	-	445
On sustaining the call for the previous question on the motion to reconsider the last vote,	-	-	445
On the motion to reconsider said vote,	-	-	446
On the title to said bill No. 126,	-	-	446
On motion to lay Mr. Cassatt's amendment to Senate bill No. 202 on the table,	-	-	447
On the motion to lay said bill on the table,	-	-	448
On the amendment to Senate bill No. 295,	-	-	450
On motion to lay Mr. Sleeth's instructions relative to said bill on the table,	-	-	451
On sustaining the call for the previous question on said bill,	-	-	452
On the passage of said bill,	-	-	452
On the motion to reconsider the vote on the passage of Senate bill No. 140,	-	-	461
On the motion to lay Mr. Reed's amendment to Mr. Cassatt's instructions relative to said bill on the table,	-	-	464
On motion to lay the amendment of Mr. Reed to said instructions on the table,	-	-	464
On the passage of House bill No. 183,	-	-	471
On the motion to concur in the amendment of the House to the adjourning resolution of the Senate,	-	-	492
On the indefinite postponement of Senate bill No. 189,	-	-	493
On the passage of Senate bill No. 140,	-	-	495
On the passage of Senate bill No. 201,	-	-	495
On the indefinite postponement of the House joint resolution No. 110,	-	-	496
On the passage of joint resolution of the House No. 164,	-	-	497
On the motion to lay the amendment of Mr. Sleeth to Senate bill No. 250 on the table,	-	-	501
On concurring in the report of the judiciary committee relative to Senate bill No. 212,	-	-	511
On the motion to lay on the table the amendment of Mr. Berry to Senate bill 240,	-	-	526
On the engrossment of said bill,	-	-	527
On the motion to reconsider the vote on refusing to pass House bill No. 222,	-	-	538
On the passage of of said House bill No. 222,	-	-	539
On concurring in the resolution of the House, relative to the election of a President Judge for the 13th judicial circuit,	-	-	542
On motion to lay on the table the resolution requesting the Secretary of State to return to the Senate, Senate bill No. 273,	-	-	548

On the passage of Senate bill No. 373,	-	-	-	551
On laying on the table the amendments to the House bill No. 205,	-	-	-	576
On the adoption of Mr. Walpole's amendment to said bill,	-	-	-	576
On laying Senate bill No. 289 on the table,	-	-	-	583
On the indefinite postponement of Senate bill No. 271,	-	-	-	584
On refusing to concur in the 1st amendment of the House, to Senate bill No. 4,	-	-	-	587
On refusing to concur in the report of judiciary committee relative to House bill No. 246,	-	-	-	588
On the motion to adhere to the disagreement to the first amendment of the House, to Senate bill No. 4,	-	-	-	595
On reconsideration of said vote,	-	-	-	595
On the motion to insist upon said disagreement,	-	-	-	596
On the motion to reconsider the vote on adopting Mr. Walpole's amendment, to House bill No. 205,	-	-	-	601
On ordering said bill to a third reading,	-	-	-	602
On the adoption of the amendments to House bill No. 246,	-	-	-	603
On the amendment to joint resolution of the Senate No. 336,	-	-	-	619
On sustaining the call for the previous question on said joint resolution,	-	-	-	619
On the passage of said joint resolution,	-	-	-	620
On indefinite postponement of Senate bill No. 352,	-	-	-	634
On motion to lay amendments to said bill on table,	-	-	-	634
On laying Mr. Morrison's amendment on table,	-	-	-	635
On sustaining the call for the previous question on said bill,	-	-	-	636
On motion to lay Mr. Berry's amendment on table,	-	-	-	636
On the engrossment of said bill,	-	-	-	636
On an appeal from the decision of the President,	-	-	-	638
On motion to recede from disagreement to House amendment, to Senate bill No. 4,	-	-	-	638
On motion to lay instructions to House bill No. 205 on the table,	-	-	-	643
On motion to reconsider said vote,	-	-	-	643
On the same motion to lay on the table,	-	-	-	643
On motion to lay bill and instructions on table,	-	-	-	644
On indefinite postponement of said bill,	-	-	-	647
On passage of said bill,	-	-	-	647
On motion to indefinitely postpone House bill No. 306,	-	-	-	658
On laying an amendment to Senate bill No. 415 on the table,	-	-	-	664
On House bill No. 306,	-	-	-	665
On ordering said bill to a third reading,	-	-	-	665
On motion to take the reports of the committee on federal relations, on the subject of slavery, from the table,	-	-	-	667
On concurring in the report of a majority of the committee of federal relations, on the subject of slavery,	-	-	-	672
On the motion to indefinitely postpone Senate joint resolution No. 2,	-	-	-	673
On the passage of Senate joint resolution No. 329,	-	-	-	674

On motion to lay Senate bill No. 352 on the table,	-	-	675
On the passage of said bill,	-	-	675
On the passage of Senate bill No. 360,	-	-	675
On House amendments to Senate amendments, to House bill No. 146,	-	-	677
On indefinite postponement of House bill No. 268,	-	-	687
On reconsidering the vote on the postponement of House bill No. 268,	-	-	694
On motion to lay House bill No. 268 on the table,	-	-	595
On motion to lay Senate bill No. 403 on the table,	-	-	698
On the passage of House bill No. 422,	-	-	702
On the passage of Senate bill No. 396,	-	-	704
On motion lay Senate bill No. 333 on the table,	-	-	705
On motion to suspend the rules on said bill,	-	-	706
On postponement of Senate joint resolution No. 417,	-	-	710
On passage of House bill No. 412,	-	-	719
On Mr. Holloway's amendment to House bill No. 425,	-	-	724
On motion to suspend the rules on Senate bill No. 391,	-	-	725
On motion to lay an amendment to an amendment to Senate joint resolution on the table,	-	-	727
On motion to lay Mr. Reid's amendment to said joint resolution on the table,	-	-	727
On Mr. Berry's amendment to said resolution,	-	-	728
On sustaining the call for the previous question on said joint resolution,	-	-	729
On passage of Senate bill No. 333,	-	-	730
On laying Senate bill No. 424 on the table,	-	-	732
On motion to indefinitely postpone House joint resolution No. 82,	-	-	732
On ordering House joint resolution No. 82 to a third reading,	-	-	733
On motion to suspend the rules on said resolution,	-	-	733
On House bill No. 525,	-	-	736
On adoption of Senate resolution,	-	-	738
On motion to adjourn,	-	-	754
On motion to adjourn,	-	-	754
On motion to adjourn,	-	-	753
On passage of Senate joint resolution No. 417,	-	-	758
On motion to suspend the rules on House bill No. 491,	-	-	767
On the same motion,	-	-	768
On motion to suspend the order of business,	-	-	768
On adoption of resolution of the Senate,	-	-	769
On the same question,	-	-	769
On the same resolution,	-	-	769
On motion to lay an amendment to House bill No. 535 on the table,	-	-	789
On adoption of an amendment to said bill	-	-	790
On the adoption of an amendment to said bill,	-	-	791
On motion to lay an amendment to Senate bill No. 431 on the table,	-	-	796

On the same motion,	-	-	-	-	-	796
On an amendment to House bill No. 535,	-	-	-	-	-	797
On an amendment to said bill,	-	-	-	-	-	797
On Mr. Morrison's resolution,	-	-	-	-	-	801

B.

BAYLESS, JOHN S.

Elected Commissioner for the Hospital for the Insane, 385-6

BERRY, GEORGE

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	-	150
Reports by,	119, 121, 173, 222, 331, 372, 455, 456, 458, 382, 523, 524,	543, 652, 740, 781, 795, 815.						
Bills by,	32, 81, 189, 364, 372, 376, 415, 437, 460, 536, 709, 739.							
Resolutions by,	-	-	-	-	-	-	-	70
Motions by,	32, 47, 95, 99, 106, 162, 163, 178, 196, 216, 218 220,	242, 244, 245, 273, 301, 392, 393, 397, 410, 412, 415,						
	421, 437, 456, 459, 460, 469, 470, 477, 483, 527, 536,	548, 589 594, 621, 635 646, 647, 653, 656, 727, 728,						
		739, 792, 795.						

BILLS AND JOINT RESOLUTIONS OF THE SENATE.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Pro- ceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
1	A bill for the relief of Chris Miller, of the county of Tippecanoe, - - -	11	11				101	Odell.
2	A joint resolution relative to slavery in the territories of the United States, - -	11	[727, 728, 729, 11,66,67,672,726, 11, 393, 395, 439,	439	558	558, 663, [749, [674, 691, [596, 659,	632	Holloway. Morrison.
3	A bill to abolish the office of Agent of State, of the people for the call of a convention	11	{ 321, 377, 378, 630, 272, 273, 289, 308, 268, 269, 270, 271, 190, 233, 11, 12, 125, 126,	378	586	587, 595,	810	Randall.
4	A bill defining the duties of auditor and treasurer of the county of Delaware, -	12	12, 63, 64, 65, 83,	84	352	353, 418, 613	631	Buckles.
5	A bill for the relief of Charles Warner, -	12	12	12	39	90, 613,	101	Garver.
6	A bill to amend an act entitled "an act to incorporate the Milton and Waterloo turnpike company," - - -	13	67, 222, 244, 67, 84,	244	596	661, 663,	690	Reid. McCarty.
7	A bill for the relief of Jeremiah T. Draper, -	13		85				
8	A bill to amend an act entitled "an act to incorporate the Madison and Napoleon turnpike company, - - -	32	32	32	52	77, 82,	101	Cornett.

10	A bill to extend the time of holding probate courts, - - -	32	32, 33, 34,				Berry.
11	A bill to give the Monroe Circuit Court jurisdiction of a case therein mentioned, - -	34	34	34	75	90	11 Adams.
12	A bill legalizing the proceedings of the trustees of the corporation of the town of Vevey, - - -	34	34, 35,	35	102	112	122 Woods.
13	A bill for the relief of certain turnpike companies therein named, - - -	35	35	35	92	105, 107,	122 Reid.
14	A bill to amend "an act to incorporate Anderson's Collegiate Institute," - -	38	67, 103, 133,	133	303	343, 365,	419 Winstandley
15	A bill to amend an act entitled "an act to incorporate the Lake Michigan, Logansport, and Ohio River Railroad Company," approved Feb. 17, 1848, - - -	39	39	84	624	624	Walpole.
16	A bill to extend the terms of the Probate Courts of certain counties, - - -	40	40, 66,	66	102	112	122 Walpole.
17	A joint resolution on the subject of abolishing the slave trade in the District of Columbia, - - -	40	67, 68,				Hamrick.
18	A bill to incorporate the Union Turnpike Company, - - -	40	68, 224, 241,	241	449	456, 613,	631 Reid.
19	A bill to amend an act entitled "an act to authorize a company to construct a turnpike," - -	40	68	84	303	343, 365,	416 Reid.
20	A bill to protect from waste certain lands therein mentioned, - - -	40	40, 49, 50, 66,	66	92	105, 107,	122 Herod.
21	A bill in relation to the duties of the auditor and supervisors of highways in Dearborn county, - - -	48	68	84	303	353, 401,	416 Millikin.

[513]

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Pro- ceedings.</i>	<i>Approved.</i>	<i>By whom Intro- duced.</i>
22	A bill to amend the charter of the Rushville and Shelbyville Railroad Company, -	48	[121, 133 50, 61, 120,	133	353	353, 401, 613		Hubbard.
23	A bill for the relief of Amaza Hazen and Le- ana Wilkerson, -	48	68					Cornett.
24	A bill in relation to the making of invento- ries by executors and administrators, -	49	[131 68, 92, 124,					Harvey.
25	A bill to extend the time of holding the cir- cuit court in and for the county of Henry,	49	68	84	352	353, 401, 613	631	Evans.
26	A bill to locate a State road in the counties of Fountain, Montgomery, and Putnam,	49	68	68	253	253, 365	307	Lyon.
27	A joint resolution concerning the institution of slavery in the Territories of California and New Mexico, -	49	68					Reid.
28	A bill to regulate and change the mode of selecting petit jurors in Laporte county,	50	68	84	353	353, 418, 613	631	Teegarden.
29	A bill to amend "An act to incorporate the Central Plank Road Company," -	49	[108 109, 132, 68, 106, 107,	133	356	[419, 613 356, 357, 358	631	Walpole.
30	A bill to repeal section 251, chapter 40, arti- cle 10, of the Revised Statutes of 1843,	49	68, 69, 95, 96					Holloway.

31	A bill declaring the meaning of a certain act therein described, - - -	51	69	84			Hendricks.
32	A bill extending the time of holding commissioners' court in Marion county, - -	51	69	84	303	342, 365	McCarty.
33	A bill to amend the 18th section of article 3, chapter 5, Revised Statutes of 1843, - -	52	69, 91, 131	131	303	342, 365	Evans.
34	A bill to amend an act, entitled "An act to define the jurisdiction of justices of the peace in the several counties therein named," approved Jan. 16, 1849, - - -	51	69, 127				Lyon.
35	A bill relating to the docket of Bela Hearnick, a justice of the peace in Posey township, Switzerland county, - - -	52	53, 66	66	102	112	Woods.
36	A bill to amend chapter 30, section 29, of the Revised Statutes of 1843, - - -	54	85, 117, 133, [134				Read.
37	A bill for the relief of Betsey Ann Simpson, - - -	62	62, 91, 131	131	275	288, 365	Martin.
38	A bill to incorporate the Old Presbyterian Church at Dunlapville, - - -	62	62	84	275	341, 365	Reid.
39	A bill relative to taxing lands recently sold by government, - - -	63	63, 112, 113				Holloway.
40	A bill to incorporate the Trustees of the Princeton Female College, - - -	63	63, 197, 233	233	559	559, 663, 661	Graham.
41	A bill authorizing the clerk of Montgomery county to take acknowledgments of deeds and other instruments in writing in certain cases, - - -	63	85, 119 [238, 257				Allen.
42	A bill to incorporate the Fort Wayne Fire and Marine Insurance Company, - -	63	85, 121, 233, 257	257	449	589, 613	Randall.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

842

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom introduced.</i>
43	A bill amendatory of the acts relative to the practice of courts of law, and also acts in force relative to the sale of lands upon execution, -	63	63, 114, 134,	134				
44	A bill for the relief of Anthony F. Yeager, -	65	85	97	275	288, 365,	307	Herod. Randall.
45	A joint resolution on the subject of a National Monument at Washington, -							
46	A bill to amend an act entitled, "An act to revise and consolidate the several acts of the General Assembly, relative to the laying out, repairing, opening, changing, and vacating public highways, and the erection and repairing of bridges, and to amend the same," approved, January 16, 1849, -	65	85, 86, 114, 115,					Hamrick.
47	A bill to amend article 7, of chapter 45, of the Revised Statutes of 1843, -	66	86, 177, 178,					Hubbard.
		70	86, 115, 134,					Miller.

48	A joint resolution on the subject of slavery, - - -	72	86				Dawson.
49	A joint resolution on the subject of the slave trade in the District of Columbia, - - -	72	86				Holloway.
50	A joint resolution relative to the election of United States Senator, - - -	72	86, 87, 544,				Read.
51	A bill to authorize the consolidation of railroad companies, - - -	72	87, 104,				Sleeth.
52	A bill to authorize the Governor, Auditor, and Treasurer of State to borrow a sum of money not exceeding \$100,000 to pay the interest due on the funded debt on the first day of January, 1850, - - -	72	73, 88, 89,	89	148	170, 365,	Holloway.
53	A bill to amend section 82, chapter 6, of the Revised Statutes of 1843, extending the use of the State Library to Professors and Teachers, - - -	73	87, 120, 134,	134	303	342, 365,	Windstanley.
54	A bill extending the time of holding the sessions of the board of County Commissioners of Fountain county, - - -	73	87, 97,	97	303	343	Lyon.
55	A bill for the relief of George Lotterer of Lagrange county, - - -	73	87, 114, 803,				Martin.
56	A bill to increase the salary of the Probate Judge of Posey county, in the State of Indiana, - - -	78	98, 131,	131			James.
57	A joint resolution on the subject of postage, - - -	80	98, 544,				Montgomery.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
58	A joint resolution in relation to the soldiers of the late war with Great Britain, - - -	81	98, 119, 120, 135,	135	275	288, 365,	307	Hanna.
59	A bill to exempt property to the value of six hundred dollars, from levy and sale on execution and distress warrant, - - -	81	98, 172, 173, 221,					Randall.
60	A bill to exempt a homestead from forced sale in certain cases, -	81	98, 172, 173,					Garver.
61	A bill for the relief of William Shultz, deceased, - - -	81	98, 131,	131	303	343, 365,	419	Odell.
62	A bill to amend an act entitled "an act to increase and extend the benefits of common schools," - -	81	[199, 98, 115, 175, 176,	199	303	343, 364, 806,	419	Brugh.
63	A bill more effectually to protect the rights of females, - - -	81	98, 115, 116,					Miller.
64	A bill to extend the time of holding the sessions of the board of county commissioners of Montgomery county,	81	98, 99, 132,	132	304	342, 365,	419	Allen.

65	A bill for the relief of the colored population of the State of Indiana, -	81	99, 151,				Reid.
66	A bill to amend an act entitled "an act to incorporate the Moscow and Blooming Grove Turnpike Company, -	81	99, 121, 135,	135	304	342, 365,	Berry,
67	A bill to amend the act entitled "an act to change the time of holding the probate court in Franklin county," approved January 15, 1848, -	81	99, 132,	132	275	342, 365,	Berry,
68	A bill to amend an act entitled "an act to change the mode of electing grand jurors in the county of Orange, -	81	99, 132,	132	304	342,	Huffstetter.
69	A bill to enable the trustees of the Harrison county seminary to convey certain lots therein named, -	81	99, 132,	132	304	342, 365,	Porter.
70	A bill to amend an act entitled "an act to incorporate the White Water Valley Canal Company," approved January 20, 184, -	82	{ 397, 195, 196, 208, 209, 270, 287, 158, 159, 160, 161, 162, 163, 173, 194, 99, 100, 152, 153, 154, 155, 156, 157.				Reid.
71	A bill to amend an act entitled "an act to amend an act to incorporate the Knightstown and Shelbyville Rail Road Company, -	82	100, 109, 133, 144, 142,	133	317	342, 365,	Sleeth.
72	A bill for the relief of Herman Henry Kluter and Frederick William Kluter, of Ripley county, State of Indiana, -	92	135, 138,	138	304	342, 365,	Cornett,

<i>Number.</i>	<i>TITLE.</i>	<i>First Readings.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other proceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
73	A bill for the relief of Sibil R. Dekearnan, - - -	93	[165, 192 139, 140, 164,	197				Woods,
74	A joint resolution relative a settlement of the accounts subsisting between this State and the General Government relative to the three per cent. fund, - - -	93	[199 142, 173, 174,	200	304	342, 365	429	Walpole,
75	A joint resolution on the subject of slavery in the new territory acquired from Mexico, - - -	94	142					Miller,
76	A joint resolution on the subject of the Michigan City Harbor, - - -	94	142, 165	165	449	465, 613	631	Teegarden,
77	A bill to amend the charter of the Columbus, Nashville, and Bloomington Railroad company, - - -	94	95, 104	104	253	[316, 365 268, 304, 307,	366	Adams,
78	A bill providing for changes of venue in the probate courts of this State,	94	142, 205, 233					Rousseau,
79	A bill for the relief of Terence McManis, - - -	94	95, 196					Millikin,

80	A bill to extend the powers of the president and trustees of the town of Columbus, - - -	94	142	142	356	358, 401, 613	420	Herod.
81	A bill authorizing the Board doing county business for the county of Morgan to continue in session ten days at their March and June terms, - - -	94	142	142	304	342, 365	420	Conduit.
82	A bill to amend an act entitled "an act to incorporate the city of Richmond, in Wayne county, Indiana," approved February 24, 1840, - - -	94	142, 281, 306	306	559	559, 610, 663	690	Holloway.
83	A bill to consolidate and publish in one act the several acts and parts of acts that now incorporate the Madison and Napoleon Turnpike company, - - -	94	[200 94, 95, 189, 190, 208, 233, 234, 143, 506, 206,	200	304		420	Hendricks.
84	A bill fixing the salaries of the Trustees of the Wabash and Erie Canal, - - -	95		234				Porter.
85	A bill to amend an act entitled "an act to incorporate the Rushville and Lawrenceburgh Railroad company," - - -	95	143, 217, 372,					Millikin.
86	A bill to vacate a part of a street therein named and designated, - - -	95	143, 168, 187,	187	540	556, 613	631	Hubbard.
87	A bill to incorporate the Logansport Insurance Company, - - -	95	143, 378, 529,					Walker.
88	A bill to repeal an act entitled "An act to amend the Statute providing for the change of venue in criminal cases," approved Jan. 16th, 1849, - - -	95	143, 206					Porter.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
89	A bill to locate a State road in the counties of Martin, Orange, and Crawford, - - -	95	143	143	275	288, 365	307	Huffstetter.
90	A bill to compel speculators to pay a road tax equal to that paid by actual settlers in the county of Noble, -	95	[146 143, 144, 145,	146	304	365, 380	420	Dawson,
91	A bill to amend the 138th section of the 45th chapter of the Revised Statutes of 1843, - - -	95	146, 206, 234	234	721	749	810	Sleeth.
92	A bill to amend an act entitled "An act to incorporate the Junction Railroad Company," - - -	96	[372 146, 215, 216, [204, 205, 234	234	596	613	689	Hubbard, Ellis.
93	A bill in relation to costs in certain cases, - - -	97	146, 196, 197,	234	596	613	689	Ellis.
94	A bill to repeal the 1st clause of the 175th section of chapter 40 of the Revised Statutes of 1843, - - -	97	146, 298	234	596	613	689	Hubbard.
95	A bill amendatory of an act entitled "An act to incorporate the Delphi	97						

96	and Frankfort Plank Road Company," approved January 15th, 1849, A bill directing the Secretary of State to make a patent for a certain lot in the town of Indianapolis to Samuel Henderson, - - -	106	146, 241, 242	242	596	610	690	Kinnard
97	A bill relative to the National Monument at Washington, - - -	114	146, 147, 165	165	275	365, 380	420	Ellis,
98	A bill to repeal an act authorizing jailors to discharge prisoners in certain cases, - - -	115	147, 165	165	540	556, 613	631	Hamrick.
99	A bill to amend the charter of the Indianapolis and Bellefontaine Railroad Company, - - -	116	147, 165	165				Harvey.
100	A joint resolution instructing our Senators upon the subject of the franking privilege, - - -	122	122, 127, 138	138	354	354, 418, 613		Buckles.
101	A joint resolution for the relief of James Gallatly and others therein named, - - -	123	147, 544					Eddy.
102	A bill to amend an act entitled "An act to revise and consolidate the several acts of the General Assembly relative to laying out, opening, repairing, and changing, public highways, and to the erection and repair of bridges, and to amend the same," so far as relates to the county of Wabash, - - -	123	[225, 242, 442 147, 197, 224,	443	753	804, 806	810	Rousseau.
		123	[287, 409 147, 169, 187,	410	540	590, 613	631	Cassatt.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

350

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
103	A bill to amend the charter of the city of Evansville, - - -	123	[378, 147, 148, 330,	378	597	663,	690	James.
104	A bill to incorporate the Tippecanoe Fire Company, - - -	123	[384, 148, 227, 242,	384	540	611, 613, 804,	689	Odell.
105	A bill to incorporate the Grand Rapids Manufacturing Company, -	123	[243, 331, 148, 222, 242,					Ellis.
106	A bill to legalize the acts of the Board of Commissioners of St. Joseph, Marshall, and Fulton, in assessing the road taxes in said counties, for the year 1849, - - -	123	148,	148	275	288, 365,	308	Eddy.
107	A bill to incorporate the Indiana Asbury Female College, - -	123	[222, 244, 107, 148, 221,	244	597	663, 692,	748	Windstanley,
108	A bill to authorize the voters of Daviess and Martin counties to vote at any township in their respective counties, - - -	123	[278, 148, 276, 277,					Houghton.
109	A bill regulating the road laws in the county of Monroe, - - -	124	148,	165	596	610, 663,	690	Adams.

110	A bill to consolidate the Richmond Turnpike Company, and the Wayne County Turnpike Company, and for other purposes connected therewith,	124	165, 223, 243,	243	540	556, 613,	632	Holloway,
111	A bill to amend and extend the provisions of section 233, chapter 30, of the revised statutes of 1843, -	124	165, 215,					Hendricks,
112	A bill to repeal an act, entitled "An act to provide for the election of prosecuting attorneys by the people of the several counties, approved January 27, 1847, -	124	[243, 165, 225, 226,	224	793	794, 798, 799,	[805,	Lyon,
113	A bill to amend an act, entitled "An act to incorporate the Lafayette Plank Road Company, approved January 3, 1849, -	124	165, 265, 454,	454	597	661, 663,	748	Odell,
114	A bill to amend an act, entitled "An act to incorporate the Marion Fire Engine Company, -	126	165, 204,					McCarty,
115	A bill to incorporate the Dillsborough and Versailles Turnpike Company, -	127	187,	187	559	560, 611, 663,	690	Cornett,
116	A joint resolution in relation to the brave and patriotic sons of Hungary, -	130	165, 187,	188	560	560, 590,	689	Reid,
117	A bill for the better security of the Surplus Revenue Fund in Greene county, -	130	165, 188,	189				Rosseau,
118	A bill to amend an act, entitled "An act for the construction of a Railroad							

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom Intro- duced.</i>
119	from Martinsville, in Morgan county, to Franklin, in the county, of Johnson, - - -	130	166, 188	188	597	613	689	Conduit.
120	A bill to increase the pay of the Board of Commissioners of Daviess county, A bill to divorce Hannah S. Martin and Richard C. Martin, - -	130	166, 188	188	597	613	689	Houghton
121	A bill to amend an act, entitled "An act incorporating the Crawfordsville and Wabash Railroad Company," approved Jan. 19, 1846, and an act amendatory thereto, approved Feb. 15, 1848, - - -	130	131, 138, 139	139				Odell.
122	A bill to give the probate judge of the county of Gibson jurisdiction of writs of habeas corpus, - -	131	131, 164	164	249	268, 365		Allen.
123	A bill to amend section 21 of article 2, chapter 46, of the Revised Statutes of 1843, - - -	131	163, 188	188	624	624, 752, 804	748	Miller.
		131	166, 205, 234	234				Lyon.

124	A bill for the relief of George W. Potter, of Knox county, - -	135	135	135	171	259	Ellis.
125	A bill for confirming and carrying out all charitable devices, - -	136	166, 188	188			Reid.
126	A bill to attach certain territory to the county of Blackford, - -	136	[403, 408, 443 137, 166, 167, 299,	445	737	737, 754	Brugh.
127	A bill to authorize a company to construct the King's Ridge and Moore's Hill Turnpike, - -	138	166, 188	188	597	613	Millikin.
128	A bill to authorize a company to construct the Hart's Mill and Marion Turnpike, - -	138	166, 188	188	597	661, 663	Cornett.
129	A bill to change the times of holding the Circuit and Probate Courts in the county of Switzerland, - -	138	166, 188	188	597	613	Woods.
130	A bill for the relief of John M. Cook, Treasurer of Knox county, - -	167	167, 168	168	237	365	Ellis.
131	A bill to enable the Indiana Yearly Meeting of the religious society of Friends, to receive hold, sell, and convey real and personal property for the use of religious, educational, charitable and benevolent purposes,	169	[306 188, 280, 281,	306	343	380, 613	Reid.
132	A joint resolution in relation to public documents of the State of Indiana,	169	188, 258	258	597	663	Millikin.
133	A bill to amend an act entitled, "An act authorizing the construction of Plank Roads," approved, January 15, 1849, - -	169	188, 228, 244	244	597	613, 663	

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

854

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Pro- ceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
134	A bill to incorporate the Bowling Green Manufacturing and Navigation Company, - - -	173	[439, 202, 223, 386,	439	753	804, 807,	810	Hanna.
136	A bill to organize a probate circuit in the counties therein named, -	189	202					Hamrick.
137	A bill for the relief of the Lawrenceburgh and Napoleon turnpike co.,	189	202, 223, 244,	244	662	692, 804,	748	Millikin.
138	A bill to amend an act entitled "an act to incorporate the Knox Insurance Company," - - -	189	202, 218, 244,					Ellis.
139	A bill providing for township assessors in the county of Greene, -	189	202, 212,	212	624	[804, 624, 692, 752,	749	Rousseau.
140	A bill to carry out the obvious intent and meaning of the contract entered into between the State of Indiana and her bond holders, -	189	{ 202, 283, 285, 315, 317, 434, 437, 461, 494, 495,	495	794	794, 799, 805,		Cassatt.
141	A bill to amend an act incorporating the Michigan Road Company, approved January 13, 1845, -	189	202	202	237	365	307	Walker.

142	A bill amendatory to an act entitled an act to define the jurisdiction of justices of the peace in the several counties therein named, - -	189	213, 234,	234	624	624, 692, 804,	748	Berry.
143	A bill legalizing the returns of votes given for and against the school law in Shelby county, - -	181	213, 234,	234	597	613,	690	Sleeth.
144	A bill to change the name of the town of Springfield, in Hendricks county,	190	191, 213, 234,	234	540	590, 613,	631	Harvey.
145	A bill to legalize the acts of Johnson Farley, a justice of the peace, -	191	213, 234,	234	597	613	690	Garver.
146	A bill to amend article 5, chapter 28, of the Revised Statutes of 1843, -	191	213, 481, 537,	537	783	819	823	Lyon.
147	A bill for the relief of Geo. Donaldson,	191	213, 425,					Dawson.
148	A bill for the relief of Sylvester Conklin, of Wayne county, - -	192	213, 234,	234	275	288, 365,	307	Holloway.
149	A bill for the relief of E. Browning, of Marion county, - -	192	213, 279,					Holloway.
150	A bill to incorporate the trustees of Hartsville Academy, - -	198	199, 281; 306,	306	540	556	631	Herod.
151	A bill to amend the 4th article of chapter 7, of the Revised Statutes of 1843, - -	204	235, 707, 708,	708				Hendricks.
152	A bill to incorporate the town of Hartsville, Bartholomew county, -	225	247, 298, 321,	321	540	598, 613,	632	Herod.
153	A bill to amend an act entitled "an act to incorporate the city of Jeffersonville, and to enlarge the boundaries thereof, - -	227	247, 268,	258	597	610	690	Read.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

856

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
154	A bill to amend an act entitled "an act to incorporate the Madison Insurance Company, -	231	347, 280, 306,	306				Hendricks.
155	A bill to incorporate the Madison Gas-light Company, -	231	247, 280, 306,	306	624	625, 692, 804,	748	Hendricks.
156	A bill to distribute a surplus road tax in Jefferson county, -	231	247, 453, 492,	492	784	815,	824	Hendricks.
157	A bill to amend an act to incorporate the Henry County Turnpike Company, approved December 5th, 1848, - - -	231	247, 258,	258	275	288, 365,	307	Evans.
158	A bill to authorize justices of the peace to solemnize marriages in their respective counties, -	231	247, 314,					Garver.
159	A bill in relation to folding and stitching public documents, -	231	247, 281,					Garver.
160	A bill to incorporate the Hamilton Manufacturing Company, -	231	[395, 439, 247, 330, 332,	439	597	610, 663,	690	Garver.
161	A bill for the relief of purchasers of							

162	school lands, and borrowers of common school funds, -	230	241, 247, 396,	480	556, 613,	631	Reid.
163	A bill regulating the acknowledgment of deeds and other papers, -	232	248, 298,				Odell.
164	A bill to incorporate the Vevay, Mount Sterling, and Versailles turnpike road company, -	232	232, 254,	254	365, 380,	420	Woods.
165	A bill to amend the act entitled "an act for the relief of the heirs of Louisa Jane Cassatt," approved January 22, 1848, -	232	232,	232	289, 365,	307	Cassatt.
166	A bill authorizing the Fort Wayne and Lima turnpike company to construct a branch of said road to Albion, in Noble county, -	232	248, 330,				Dawson.
167	A bill to prevent frauds upon revenue, and Piqua plank road company, -	232	248, 266,	306	625, 692, 814,	748	Dawson.
168	A bill to vacate a part of the Fort Wayne and Lima state road, and for other purposes, -	232	248, 332, 378,	378	590, 613,	631	Randall.
169	A bill to authorize the trustees of the First Regular Baptist Church of Crawfordsville, Montgomery county, Indiana, to sell lands, -	232	248, 258,	258	343, 365,	420	Randall.
170	A bill to amend an act entitled "an act to increase and extend the benefits of common schools," approved January 17, 1849, -	232	248,	248	518, 613,	631	Allen.
			[430, 466,				Morrison.
			232, 233, 429,				

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

858

<i>Number.</i>	<i>TITLE.</i>	<i>First Readings.</i>	<i>Proceedings before passage</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other proceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
171	A joint resolution in relation to the slave trade, - - -	240	241, 374, 397	397	691	692, 801	748	Reid.
172	A bill to incorporate the Lafayette and Michigan City Railroad Company, - - -	241	241, 386					Odell.
173	A bill to incorporate the Rushville and National Road Plank Road Company, - - -	241	241, 279, 306	306	560	560, 611, 663	690	Hubbard.
174	A bill to amend an act authorizing the board of commissioners of Cass county to issue bonds bearing ten per cent. interest per annum, approved January 28, 1843, - - -	241	258, 306	306	597	613	690	Walker.
175	A bill to amend an act to authorize county auditors to sell lands at private sale which have been bid in for the use of the school fund, approved January 28, 1847, - - -	241	[482, 537 258, 297, 430	537	784		823	Lyon
176	A bill to increase the per diem allow-							

177	ance of the probate judge of the probate court of Fountain county, A bill to amend the charter of the Crawfordville Institute, - -	241	258, 306	306	597	613	690	Lyon.
178	A bill to incorporate the Noblesville and Northfield Plank Road Company, - -	256	256, 300, 321	321	540	598, 613	632	Allen.
179	A bill fixing the time of holding the Hancock circuit court, - -	256	398, 439	439	597	610	690	Garver.
180	A bill defining the duties of treasurer of Hancock county, - -	257	257	257	597	613, 663	690	Walpole
181	A bill to create the Hancock court of common pleas, - -	257	257					Walpole.
182	A bill to authorize taking depositions of physicians, - -	257	398, 429, 466	466	783	819	823	Walpole.
183	A bill to repeal a certain act therein named, and for other purposes, -	257	398, 439	439	753	804, 806	810	Porter.
184	A bill to incorporate the trustees of the Indianapolis Collegiate Institute, - -	257	398, 455, 492	492	784	804, 806	820	McCarty.
185	A bill relative to lands mortgaged and forfeited to the State of Indiana, -	257	398, 449, 492	492	784	819, 820	826	Sleeth.
186	A bill requiring the enumeration of the white male inhabitants of this State, - -	257	[383, 439 257, 313, 314	439	753	804, 806	821	Randall.
187	A bill to locate a State road in the counties of Posey and Vanderburgh,	260	260	260	753	804, 806		James.
188	A bill supplemental to an act entitled "an act to incorporate the town of							

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved,</i>	<i>By whom Intro- duced.</i>
189	Mt. Vernon," approved January 27, 1847, - - - - - A bill to authorize the Agent of the town of Indianapolis to lease a por- tion of a certain square, and for other purposes, - - - - -	260	260, 329, 378,	378	557	598, 613, 804,	631	James.
190	A bill to repeal an act entitled, "An act to vacate a certain route in the county of Switzerland," approved, January 17, 1849, - - - - -	260	[457, 492, 493, 260, 278, 428,					Windstanley.
191	A bill to establish an additional pre- cinct in Marrs township, in Posey county, - - - - -	265	398, 439,	439	753	804,	810	Woods.
192	A bill to incorporate Congressional township No. 19, in Delaware and Henry counties, for the encourage- ment of free schools, - - - - -	265	398, 439,	439	753	804, 807,	810	James.
193	A joint resolution awarding the thanks of the General Assembly of the	266	398, 440,	440	753	804, 807,	810	Buckles.

194	State of Indiana, to Mrs. Monimia Boyd for her valuable present of a painting called "A Hoosier's Nest,"	266	266	266	304	343, 365,	420	Reid.
195	A bill to authorize the Jeffersonville Railroad Company, to issue and secure the payment of bonds,	266	266, 267,	267	304	307,	308	Read.
196	A bill to provide for the more speedy collection of the State Revenue, and secure the prompt payment of the interest on the State Debt, -	267	267, 382, 440,	440				Morrison.
197	A bill to amend an act entitled, "An act to reduce the law incorporating the city of Madison, and the several acts amendatory thereto, into one act, and to amend the same," approved, February 14, 1848, and also the act amendatory thereto, -	267	267, 650, 651,	651				Hendricks.
198	A bill to amend an act entitled, "An act to provide for the continuance of all or any part of the public works of the State of Indiana, by private companies, and to abolish the Board of Internal Improvement and the offices of Fund Commissioners and Chief Engineer," approved January 28, 1842, -	267	398, 604,					Morrison.
	A bill to amend the school law, so far as the same relates to additional town. No. 3, r. 10, in Jefferson co.,	267	399, 430, 466,	466	784	815, 816,	826	Hendricks.

BILLS AND JOINT RESOLUTIONS OF THE SENATE.—Continued.

862

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom Intro- duced.</i>
199	A bill to authorize justices of the peace in Switzerland county to perform the duties of Coroner in certain cases,	267	399, 411, 447	477	784	815, 816	826	Woods.
200	A bill to incorporate the Connertsville and Raysville Turnpike Company,	267	267, 600, 601	601	785	804		Reid.
201	A bill for the relief of John Green and T. T. Crittenden, - - -	278	399, 401, 440, [495]	495				English.
202	A bill for the relief of Sylvester P. Morgan and Benjamin Fuller of Clark county, - - -	279	447, 466, 467	467	785	815, 816	821	Dawson.
203	A bill to locate a State road in Morgan and Owen counties, - -	282	467	467	785	804, 807	810	Conduit.
204	A bill to incorporate the Lafayette, Rossville, and Michigan Plank Road Company, - - -	283	467, 517, 593	593	785	815	824	Kinnard.
205	A bill to incorporate the Eel River Bridge Company, - - -	286	467, 523, 593	593	785	804, 806	821	Rousseau.
206	A bill to regulate the retailing of spirituous liquors in Tippecanoe county,	287	468, 493	493	753	804, 806	810	Odell.

207	A bill to amend section 65 of chapter 54 of the Revised Statutes of 1843, so far as relates to the county of Tippecanoe, - - -	287	468, 493	493	785	804, 806	820	Odell.
208	A bill to authorize the Superintendent of the New Albany and Vincennes McAdamized Road to pay the attorney's fee in the case of Clendenin against Frazier in the Supreme Court, - - -	287	468	468	785	804, 806	820	Winstandley.
209	A bill to provide for the extension of the time of holding the terms of the Marion probate court, - -	287	468, 493	493	753	804, 806	811	McCarty.
210	A bill to vacate certain streets and alleys in Jeffersonville, - -	287	468, 493	493	785	804, 806	820	Read.
211	A bill to amend the 36th section of the 37th chapter of article 1 of the Revised Statutes of 1843, - -	287	287, 314, 378 [511, 578]	378	785	804, 806	820	Reid.
212	A bill for the relief of certain persons therein named, - - -	299	299, 489, 510,	579	775	776, 815, 816	821	Montgomery.
213	A bill for the relief of Nancy C. Burrows of Jefferson county, -	300	300, 429, 466	467	785	804	821	Hendricks.
214	A bill to authorize the Lafayette Insurance Company to establish agencies and increase their capital stock, -	301	268, 521					Odell.
215	A bill more effectually to regulate the sale of spirituous liquors, -	301	301, 302, 303,	[397]				Millikin.
216	A bill to incorporate the Point Commerce Bridge Company, -	305	305, 524, 593	593	783	815, 816	824	

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

864

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
217	A bill to incorporate the Clinton and Illinois Plank Road Company, -	305	305, 431,	431	785	819, 820,	826	Dole.
218	A bill to authorize the board of commissioners of Daviess county to compromise certain actions now pending against the securities of Friend Spears, late Treasurer of said county, - - -	305	305,	305	785	804,	821	Houghton.
219	A bill to amend an act entitled "an act creating Marion Court of Common Pleas, - - -"	305	469, 508,	508	597	613,	690	McCarthy.
220	A bill to vacate certain leases for water power on the Central Canal, therein named, - - -	306	469, 726, 803,					McCarthy.
221	A bill to publish and declare in force the provisions of an act entitled "an act to increase and extend the benefits of common schools, - - -"	327	469, 493,	493				Reid.
222	A bill to amend article 12, chapter							

223	40, of the revised statutes of 1843, and an act amendatory thereto, approved February 11, 1843, - A bill directing the Secretary of State to make a patent to James Hensley, for certain Wabash and Erie Canal land, - - - - -	327	469, 512, 593,				Sleeth.
224	A bill to locate a State road in the county of Washington, - - - - -	328	470, 493,	493	783	820,	Sleeth. 823
225	A bill to incorporate the town of Belleville, - - - - -	334	470,	470	540	598, 613,	Huffstetter. 632
226	A bill to incorporate the town of Noblesville, - - - - -	334	334,	334	449	465,	Harvey. 631
227	A bill to amend the 257th section, of chapter 40, of article 10, of the revised statutes of 1843, - - - - -	339	470,	470	753	804, 807,	Garver. 810
228	A bill making additional appropriations for the year 1850, upon the New Albany and Vincennes turnpike road, - - - - -	340	470,				Evans.
229	A bill to incorporate the White River Rail Road Company, - - - - -	363	340, 413, 414,	414	785	806,	Houghton. 810
230	A bill to amend an act entitled "an act to compel speculators to pay a road tax equal to that paid by actual settlers, in Tipton county, - - - - -"	364	364, 517, 518,	518	785	804, 806,	Rousseau. 821
231	A bill for the relief of Mary Huffman, - - - - -	364	364,	364	785	819, 820,	Garver. 823
		364	364, 428,	467	785	804, 806,	Millikin. 821

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
232	A bill to legalize the sale of lot No. 85 in the town of Wabash in Wabash county, - - -	364	364	364	785	815, 816	822	Cassatt.
233	A bill to amend an act to incorporate the Madison, Lexington, and Brownstown Turnpike Company, -	364	470, 729	730	785	819		Hendricks.
234	A bill to incorporate the Mixerville Turnpike Company, - - -	364	470, 522, 593	593	785	804, 806	821	Berry.
235	A bill to incorporate the Presbyterian Female College in the county of Washington, - - -	364	364, 455	455	540	598, 613	632	Morrison.
236	A bill changing the time of holding the Probate Court of Allen county, -	364	470, 493	493	785	815, 816	825	Randall.
237	A bill regulating the jurisdiction of justices of the peace in the county of Henry, - - -	365	470, 493	493	785	815, 816	826	Evans.
238	A bill supplemental to and declaratory of, the meaning of an act entitled "An act to define the jurisdiction of							

239	justices of the peace in Vermillion county, - - -	365	470	470	753	804, 806	810	Dole.
	A bill to amend an act regulating the fees and salaries of the several officers therein named, - - -	365	470, 510, 593					Harvey.
240	A bill in relation to the sale of incorporation bonds, - - -	365	471, 519, 526,	[527				Herod.
241	A bill to amend the practice in the Circuit Courts, - - -	365	471, 510, 594	394				Ellis.
242	A bill for the relief of the estate of Noah Noble, deceased, - - -	365	471	472	785	804, 806	822	McCarty.
243	A bill to correct a mistake in the act relative to Plank roads, - - -	365	472, 494	494	785	804, 806, 815	821	Teegarden.
244	A bill to provide for a general index of deeds in Marion county, - -	365	472, 530, 594	594	785	815, 817	821	McCarty.
245	A bill to amend the act entitled "An act to incorporate the Fort Wayne and Bluffton Turnpike Company,"	365	472	472	785	819, 820	824	Randall.
246	A bill to provide for the registration of births, deaths, and marriages, -	367	499	536		820		Cornett.
247	A bill to amend an act entitled "An act to incorporate the city of New Albany, and to repeal all laws in force incorporating the town of New Albany," approved February 18th, 1839, and of the various acts amendatory thereto, - - -	371	499	499	785	804, 806	821	Winstandley.
248	A bill to authorize the sale of the Feeder Dam in Delaware county, -	371	499, 740	740	811	744, 819, 820	823	Buckles.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other pro- ceedings.</i>	<i>Approved.</i>	<i>By whom in- troduced.</i>
249	A bill to incorporate the Logansport and North Manchester Plank Road Company, - - -	372	372, 457, 474,	494	786	819, 820	824	Cassatt.
250	A bill to incorporate the Shelbyville and Indianapolis Railroad Com-pany, - - -	372	[502, 537, 499, 500, 501,	538	750	817, 819	825	Berry.
251	A bill declaring a certain county road therein named a state road, - - -	374	582	582	786		824	Cassatt.
252	A bill authorizing the State Librarian to send surplus copies of public documents to Liberia, - - -	374	582	582	786	[820 815, 816, 819,	823	Holloway.
253	A bill to vacate a certain road in De-kalb county, - - -	374	582	582	786	820	822	Dawson.
254	A bill to amend an act entitled "an act to incorporate the city of Fort Wayne, - - -"	375	375	375	786		824	Randall.
255	A bill to amend an act to incorporate the American Cannel Coal Com-pany, - - -	375 _f	582, 651,	651	751		824	Graham.

256	A bill to change the name of Losson Britton, and for other purposes, - - -	375	582	582	786	819	822	Graham.
257	A bill relative to the probate judge of Shelby county, - - -	375	582, 617	617	786		823	Sleeth.
258	A bill to incorporate the town of West Union, in Fayette county, -	375	582, 617	617	786	804, 806	821	Reid.
259	A bill to authorize the voters of Monroe and Brown counties, to vote at their respective county seats, -	375	583, 749					Adams.
260	A bill in relation to incorporations, -	375	583					Berry.
261	A bill to change the names of Belsora Barsheba Inglewright and others, -	376	584, 617	617	786	819	825	Hendricks.
262	A bill in relation to printing additional copies of the General and Local Laws of this State, - - -	376	584, 617	617	786	819, 820	823	Holloway.
263	A bill to authorize the trustees of the Moorsville School Society to convey real estate, - - -	376	376, 457, 458	459	786	804, 807	811	Conduit.
264	A bill fixing the salaries of the auditors of the counties of Owen and Greene, - - -	376	376	376	775	776, 815, 816	822	Rousseau.
265	A bill to incorporate the Cloverdale Seminary, - - -	376	376, 388, 389	389	753	804, 806	810	Hamrick.
266	A bill to cede and transfer the North Port Feeder Dam and water power to the Board of Commissioners of the county of Noble, for the use of common schools, - - -	382	382, 443	443	753	804, 807	810	Reid.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Pro- ceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
267	A bill for the temporary relief of the poor of Dearborn county, - -	408	584, 617	617	786	804	821	Millikin.
268	A bill to vacate Orr and Harrison's addition to the eastern enlargement of Evansville, and for other purposes, - - - -	409	584, 617	617	783	819, 820	823	James.
269	A bill to organize a new county out of Putnam, Montgomery, and Parke, - - - -	411	584, 649					Hamrick.
270	A joint resolution upon the subject of a grant of land for a geological survey of the State of Indiana, - -	412	412	412	783	819, 820	826	Ellis.
271	A bill donating lot No. 9, in block No. 147, to a fire company herein named, - - - -	412	584					McCarty.
272	A bill imposing additional duties on the Warden and Superintendent of the State Prison buildings, - -	412	584, 617	617	783	819, 820	824	Evans.
273	A bill to incorporate the North Western Christian University, - -	414	414, 432, 433, [467	467	690	590, 614	557	Hamrick.

274	A bill to extend the benefits of a certain act therein named, -	415	585, 617	731		Harvey.
275	A bill to amend an act entitled "an act more effectually to prevent the retailing spirituous liquors in certain counties therein named," approved January 16, 1849, -	415	585, 603, 604	604	786	Morgan.
276	A bill to authorize the construction of a Railroad from Rushville to Lewisville in Henry county, -	415	585, 617	617	783	Hubbard.
277	A joint resolution allowing each of the Benevolent Institutions of the State a copy of the general and local laws, and the revised code, -	415	415	415	558	Hendricks.
278	A bill for the punishment of misdoemeanors in Lafayette, in Tippecanoe county, -	415	415, 447	447	662	Odell.
279	A bill to incorporate the Brookville Railroad company, -	415	415, 456			Berry.
280	A bill to incorporate the Tippecanoe Monumental Association, -	415	585	585	663	Odell.
281	A bill the Ohio river and Princeton plank road company, -	416	552	585	775	James.
282	A bill to locate a State road in the counties of Clinton and Tipton, -	416	416, 447	447		Garver.
283	A bill to encourage the investment of capital for manufacturing purposes, -	417	417, 514, 515, [594	594	786	Ellis.
284	A bill to amend the 85th sec., of chap. 47, of the revised statutes of 1843, -	417	417, 509			Reid.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

872

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
285	A bill to repeal an act, entitled "An act to amend an act to amend section 101, of chapter 38, of the revised statutes of 1843," - - -	417	[594, 614, 417, 507, 508,	614	753	807,	821	Garver,
286	A bill authorizing courts of chancery to aid courts of law in enforcing the payment of certain judgments, -	417	508, 594,					Hendricks,
287	A bill incorporating the Crayfordsville and Terre Haute Plank Road Co.,	417	417, 453, 494,	494	780	780, 819, 820,	826	
288	A bill to prevent the consolidation of indictments for selling liquor in Dearborn county, - - -	418	585, 617,	617				Millikin,
289	A bill to incorporate the Richmond and Liberty Turnpike Company, -	418	418, 455, 494,	494	786	819, 820,	823	Holloway,
290	A bill to amend the several acts incorporating Turnpike Roads therein named, - - -	418	418, 455, 494,	494	786	804, 806,	821	Hendricks,
291	A bill to incorporate the Jefferson county Historical Society, - -	418	418, 456, 494,	494	786	819, 820,	823	Hendricks,

292	A bill for the relief of Geo. Donaldson, of Lagrange, - - -	426	585, 427,	786	804, 806,	821	Dawson, Rousseau,
293	A bill to repeal an act therein named, - - -	427					
294	A bill to incorporate the Fort Wayne, Auburn, and Steuben Plank Road Company, - - -	427	585, 650,	811	815, 816,	821	Dawson,
295	A bill creating a court of common pleas in Hancock county, and defining its jurisdiction, - - -	427	427, 450, 452,	453			Walpole,
296	A bill to extend the term of the probate court of Marion county, - - -	432	585,	585	678	823	Adams,
297	A bill to authorize justices of the peace in certain cases, to perform the duties of coroner, - - -	437	585,	585	786	824	Read,
298	A bill to incorporate trustees of the Indiana Female Normal School, - - -	437	437, 525, 525,	[526,	815,	823	Adams,
299	A bill to change the name of Virginia Young to Virginia McAfee, - - -	437	586,	586	787	826	Windstanley,
300	A bill for the relief of Jas. Bertenshaw, of Franklin county, - - -	437	437, 457,	459	540	631	Berry,
301	A bill to preserve the interest of the State of Indiana, in the Madison and Indianapolis Railroad, - - -	437	437, 533,	533	753	821	Reid,
302	A bill to prevent the sale of Whisky in Washington township, in Decatur county, and for other purposes, - - -	438	586,		804, 806,		Morgan,
303	A bill to amend an act, entitled "An act to authorize the people of the several counties to prohibit the retailing						

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

874

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
304	of spirituous liquors," approved January 28, 1847, so far as relates to the counties of Monroe and Brown, A bill to incorporate the town of Shelbyville, in Shelby county, -	438	586,	586	776	776, 815, 816,	822	Adams.
305	A bill to incorporate the Evansville Insurance Company, -	438	586,	586	753	810, 820, [817, 818,	826	Sleeth.
306	A bill for the relief of Elias Abel, of Monroe county, -	438	338, 591,	592	721	804, 806, 816,	826	James.
307	A bill to incorporate the Rushville and Muncietown Rail Road, -	438	438, 506,	506	787	819, 820,	824	Adams.
308	A bill to incorporate the Mount Vernon Insurance Company, -	438	438, 494,	494	787	815, 816, 817, [118,	822	Hubbard,
309	A bill for the relief of John Fryberger and William Bradley, -	438	438, 592,	593	691	752, 804, 817,	826	James.
310	A bill permanently fixing the location of the Greenfield and Franklin state road, within the counties of Hancock and Shelby, -	439	438,					Garver.
		439	439,	439	737	745, 804, 806,	821	Walpole.

311	A bill to incorporate the town of Troy, in Perry county, -	439	439, 518, 594,	594	753	815,	825	Walpole.
312	A bill to locate a State road in the counties of Henry and Delaware,	457	586,	586	663	751, 801,	749	Evans.
313	A bill to incorporate the Pittsburgh Library Institute, -	459	459,	459	540	598, 613,	631	Kinnard.
314	A bill for the relief of Samuel Scott, of Posey county, -	459	459,	459	540	598, 613,	631	James.
315	A bill to regulate the relinquishment of damages upon the Wabash and Erie Canal, -	459	459,	459	787	804, 806,	821	Dole.
316	A bill for the relief of Hugh M. Stevenson and James Wilson, of Wabash county, -	459	459, 514, 594,	594	787	804, 806,	821	Cassatt.
317	A joint resolution on the subject of a mail route from Rushville via Greenfield, to Noblesville, in Indiana, -	459	459,	460	787	804, 806,	821	Walpole.
318	A bill to amend chapter 5, article 45, of the revised code, -	460	460, 514, 594,	594	783	806, 819, 820,	823	Berry.
319	A bill to incorporate the Cannelton Savings Institute, -	460	460, 522, 584,	594	601	751, 804,	749	Graham.
320	A bill supplementary to an act authorizing the School Commissioner of Dearborn county to sell and convey certain school lands therein mentioned, approved January 27th, 1836, -	460	460, 510,					Millikin,
321	A bill to incorporate the Firemens and Mechanics Insurance Company, -	460	460, 518,	518	787	816, 817, 818,	826	Hendricks.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other. proceedings.</i>	<i>Approved.</i>	<i>By whom in- troduced.</i>
322	A bill to amend an act entitled "an act to fix the time of holding courts in the tenth judicial circuit," approved January 25, 1847, -	460	460, 529, 530	530	787	804, 806	810	Houghton.
323	A bill to amend an act entitled "an act to compel speculators to pay a road tax equal to that paid by actual settlers in the county of No-tual," approved, January 4, 1850, -	460	460, 461, 816	461	776	776, 816	822	Dawson.
324	A bill to incorporate the Madison and Clifton Water Works, -	461	461, 521, 594	594	691	752	749	Hendricks.
325	A bill to amend an act entitled "an act to increase and extend the benefits of common schools," approved January 17, 1849, -	461	461, 513					
326	A bill to incorporate the Chaffraus Bokin Chalein Iskfurans Mesim of Fort Wayne, -	461	461	461	540	598, 613	631	Randall.
327	A bill fixing the time of holding the							

328	several circuit courts in the 11th judicial circuit, - - -	466	466	466	540	598	631	Garver.
	A joint resolution declaratory, of the rights of John Stockton, an insane person, - - -	490	490		490	557	631	Odell.
329	A joint resolution in relation to sinking the public debt and State interests as connected therewith, -	490	586, 639, 674	[754]				McCarthy.
330	A bill for the relief of Charles Martin, Daniel Seward, and John Bundy, -	490	490		490	787	820	Kinnard.
331	A bill to vacate parts of certain streets and alleys in South Bend, St. Joseph county, - - -	490	491		491	557	631	Eddy.
332	A bill to amend section 53, of chapter 45, article 2, part 3, of the Revised Statutes of 1843, - - -	491	491, 640					Harvey.
333	A bill reviving an act defining the manner of collecting taxes due from the Madison and Indianapolis Railroad Company, - - -	491	491, 695, 696	[705]	730			Walpole.
334	A bill to repeal an act therein named, -	491	491, 641		811	815	820	Day.
335	A bill for the relief of Israel Bayless, -	491	491		491	541	631	Day.
336	A joint resolution relative to an appropriation by the General Government for the improvement of the Michigan city Harbor and Ohio River, -	499	618, 619		620	783	823	Eddy.
337	A bill to legalize the marriage between William Brazzle and Sarah Vaughn, of Daviess county, - - -	528	528		528	787	820	Houghton.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Pro- ceedings.</i>	<i>Approved.</i>	<i>By whom Intro- duced.</i>
338	A bill to incorporate the Logansport Insurance Company, - -	529	529	529	783	[819, 820 816, 817, 818,	829	Walker.
339	A bill to amend an act, entitled "An act to increase and extend the benefits of Common Schools," approved Jan. 17, 1849, - -	530	530, 649, 650	650	811	819	823	Hardin.
340	A bill to incorporate the Cincinnati and St. Louis Telegraph Company, -	532	533, 547		783	819	823	Dole.
341	A bill for the relief of Paul Egbert and others, - -	533	533	533	783	815, 817	823	Eddy.
342	A joint resolution in relation to a Convention to alter and amend the Constitution of this State, - -	533	620, 726					Randall.
343	A bill in relation to the erection of a school house in Cambridge City, -	533	533	533	783	815, 816	823	Holloway.
344	A bill for the relief of Elihu Morris, -	533	533, 639, 675	533	783			Eddy.
345	A bill repealing certain laws, so far as the same relate to Hancock county, -			675				
346	A bill defining the duties of the Treas-	534	620	620				Walpole.

347	suror of Madison county in relation to road tax, - - -	534	534	534	783	815, 816	824	Walpole.
348	A bill in relation to tavern and grocery license in Hancock county, -	531	534, 618	618	794	794, 815	822	Walpole.
349	A bill to amend an act, entitled "An act to incorporate the City of Indianapolis," approved May 27, 1838,	534	534, 594	594	753	804, 806	810	McCarty.
350	A bill for the protection and relief of Orphan children, - - -	535	620					Lyon.
351	A bill to amend an act, entitled "An act to define the jurisdiction of justices of the peace in the several counties therein named, - - -	535	620, 701	701	812			Lyon.
352	A bill to provide for the election of prosecuting attorney in the county of Wabash, - - -	535	535	535	783	819	824	Cassatt.
353	A bill to provide for the sale of a portion of square No. 25, in the town of Indianapolis, for the purpose of erecting thereon buildings for the use of the Indiana Central Medical College, - - -	535	[636, 637, 675 621, 633, 634, 635	675	793	793, 815	822	Morrison.
354	A bill to increase the pay of the probate judge of Harrison county, -	535	535	535	783	815, 816	824	Porter.
355	A bill requiring persons to close gates erected on any county or private road after passing through the same, A bill incorporating the Washington Manufacturing Company, -	535	535, 594 535, 649	649	812		825	Odell. Walker.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other proceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
356	A bill to incorporate the Brookville Literary and Scientific Lyceum,	536	536, 652, 653	653	812	804, 806	821	Berry.
357	A bill authorizing the election of an additional justice of the peace for North Madison, - - -	536	536		783	815, 816	824	Hendricks.
358	A bill to increase the dower right of widows of deceased persons and amend section 80, chapter 28, revised statutes of 1843, - -	536	621, 702					
359	A bill for the relief of Crawford Byrd,	536	536	536	783	812, 816	824	Lyon. Garver.
360	A bill to authorize the sale of the Northern Division of the Central Canal,	536	536, 633, 676	676	812	819, 820	826	Reid.
361	A bill to vacate a certain alley in the town of Spencerville, - -	536	536	537	783	815, 816,	824	Dawson.
362	A bill to amend an act to incorporate the Wilmington and Aurora Insurance com., approved Feb. 2, 1832,		[614					
363	A bill to authorize Michael F. Bourke to obtain a license to practice as	537	537, 545, 594	614	783	819, 820	826	Milikin.

364	attorney and counsellor at law in this State, - - -	549	549	549	783	817	825	Read.
	A bill to authorize the voters in Washington township in the county of Blackford, to vote at Hartford, in said county, - - -	549	549	549	630	610, 663	690	Brugh.
365	A bill to amend the charter of the Evansville and Illinois Railroad company, - - -	549	549	549	737	744, 819	824	Ellis.
366	A bill declaratory of the meaning of an act therein named, - - -	550	550, 639					Reid.
367	A bill to authorize the county commissioners of Pulaski county to borrow money, - - -	550	550	550	630	[819 663, 660, 806,	690	Walker.
368	A bill to authorize a company to construct the Manchester and Elizabethtown turnpike, - - -	550	550, 577, 578	578				Millikin.
369	A bill to amend an act entitled "an act granting the citizens of Lawrenceburgh a city charter, and for revising and repealing all laws and parts of laws heretofore enacted on the subject," - - -	550	550, 578	578	783	815	822	Millikin.
370	A bill to amend the White Water Valley Canal Company's charter, - - -	550	650, 646, 647	647				Hubbard.
371	A bill to amend an act entitled "an act to change the time of holding courts in the eighth judicial circuit," approved January 15, 1849, - - -	550	550	550	784	815	822	Cassatt.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

882

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Pro- ceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
372	A bill to change the time of holding the February term of the Probate Court in the county of Crawford, -	551	551	551	630	610, 663,	690	Huffstetter.
373	A bill for the relief of Eleanor Clark of Switzerland county, -	551	551	551				Woods,
374	A joint resolution for the purpose of appointing a printer for the Convention, -	551	551	551				Reid.
375	A bill to authorize the Sheriff of Lawrence county, to serve process issued by justices of the peace, in certain cases, -	577	577	577	784	819, 820,	826	Harvey.
376	A bill to re-open a certain road in Cass county, -	578	579	579	784	819	825	Walker.
377	A bill conferring the power upon the voters of Wayne township, Henry county, to determine the question of license or no license, -	580	580, 618,	618	584	819	825	Walpole.
378	A bill to change the time of holding							

379	Probate Court in the county of Dearborn, - - -	580	580	784	819	825	Millikin.
	A bill to vacate a certain State road in Dekalb county, and for other purposes, - - -	580	580	784	819	825	Dawson.
380	A bill to extend the time of the March and June sessions, of the Board of County Commissioners of the county of Cass, - - -	580	580	784	819	825	Walker. Millikin.
381	A bill in relation to public printing, - - -	580	621, 697,	784	819	825	Walker. Millikin.
382	A bill to change the name of the town of Harrisburgh, in Hendricks county, - - -	581	581	663	692	748	Harvey.
383	A bill in relation to overseers of the poor in Fairfield township, in Tippecanoe county, - - -	581	581	663	692, 806,	748	Odell.
384	A bill in relation to the acknowledgment and recording of deeds heretofore made and recorded, - - -	581	581, 639, 676,	812	819, 820,	826	Herod.
385	A bill to incorporate the town of Greenfield, in Hancock county, - - -	581	581, 650, 731,	812	819, 820,	826	Walpole
386	A bill to amend an act entitled, "An act to incorporate the Cross Plains and Laughery Turnpike Company," approved, January 15, 1849, - - -	599	599	691	692, 804,	748	Cornett.
387	A bill to extend an act entitled, "An act more effectually to prevent the retailing of spirituous liquors in certain cases therein named," approved, January 16, 1849, - - -	599	599	784	819	825	Conduit.

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom introduced.</i>
388	A bill to locate a State road from Dover Hill in Martin county to Polson's Hill in Dubois county, -	606	606					Houghton.
389	A bill for a Plank Road from New Castle in Henry county to Dublin in Wayne county, -	606	607, 648	648	812	819, 820	826	Evans.
390	A bill to authorize the Governor to appoint a private secretary, -	607	607	607	784	819	825	Rousseau.
391	A bill to transfer the title papers, judgments, decrees, &c., connected with the Georgia Lands, to Martin R. Greene, -	607	[725, 803 607, 723, 724,					Woods.
392	A bill in relation to the wardens and vestrymen of the Protestant Episcopal Church, -	607	608	608	691	692	748	Hendricks.
393	A bill to change the time of convening the session of the Legislature in 1850, -	608	608	608	753		810	Miller.
394	A bill declaring the meaning of sec-							

395	tion 11 of chapter 4 of the Revised Statutes of 1843, - - - A bill to amend an act entitled "An act to provide for the election of township assessors in the counties therein named, and defining their duties," approved January 27, 1847, so far as relates to Monroe county, - - -	608	608	608	784	804, 814	821	Conduit.
396	A bill for the relief of the late firm of B. G. Cutter and John H. Cutter, - - -	608	608	608	784	819	825	Adams.
397	A bill to incorporate the Clinton county Steam Mill Company, - - -	608	608, 704	704				Hardin.
398	A bill to incorporate the Indianapolis and Brownsburg Plank road Company, - - -	608	608, 609	609	691	751, 804	748	Garver.
399	A bill to dispense with the necessity of reviving judgments by scire facias or otherwise in the several courts of record in the county of Warren, and for other purposes, - - -	609	609	609	691	751, 804	749	Harvey.
400	A bill to repeal an act therein named, - - -	609	645, 703					McCarty. Conduit.
401	A bill defining the duties and fixing the compensation of the prosecuting attorney of Tippecanoe county, - - -	609	609					
402	A joint resolution on the subject of the establishment of an Orphan Asylum by the State, - - -	609	609, 610, 700, [701	701	812	815	824	Odell.
		609	609					Read.

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

886

<i>Number.</i>	<i>TITLE.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other Proceedings.</i>	<i>Approved.</i>	<i>By whom intro- duced.</i>
403	A bill to authorize the Governor to take an appeal in the case of Patrick McGinly, - - -	622						Morrison.
404	A bill to incorporate the town of Liberty, in Union county, - -	622	622, 698,	622	691	752, 804,	749	Reid.
405	A bill changing the time of holding the Hancoek Circuit Court, from the second Mondays in February and August, to the fourth Mondays in March and September, - -	622	622, 623, [676,	623	812	813, 817, 819,	825	Walpole.
406	A bill respecting sinking fund mortgages, - - -	623	623, 632, 633,	676	812	815,	825	Millikin.
407	A bill to incorporate the Mount Carmel and Owensville Turnpike Company, - - -	654	654,	654	812	819, 820,	826	Miller.
408	A bill to enable the Madison and Indianapolis Rail Road Company to take stock in the Franklin and White River Turnpike Company, -	654	655, 696,					Hardin.

409	A bill to legalize a certain order of the Knox Probate Court, -	655	655,	655	812	815,	825	Ellis.
410	A bill to vacate the town of Baltimore in the county of Warren, -	655	655,	655	812	815,	826	Montgomery.
411	A bill to incorporate the Fort Wayne and Columbia Plank Road Company, -	655	655, 741, 742,	742	812	819, 820,	826	Randall.
412	A bill for the relief of the estate of William Harris, deceased, late of the county of Martin, -	655	655,	655	812	815, 819,	822	Houghton.
413	A bill to extend the time of collecting delinquent taxes in Elkhart county, -	655	655,	655	812			Eddy.
414	A bill to repeal an act relating to the jurisdiction of justices of the peace in the several counties therein named, so far as relates to the county of Gibson, -	656	656,	656	812	815,	826	Miller.
415	A bill to amend an act entitled "an act to incorporate the Franklin and White River Turnpike Company, -	663	663, 664,	664	812	804, 806,	821	Conduit.
416	A bill to amend an act therein named, -	664	664, 703,	703	812			Kinnard.
417	A joint resolution on the subject of slavery, -	672	710, 730, 758,	758				Lyon.
418	A bill authorizing Jeremiah T. Draper to file his bill in the Hancock Circuit Court for a divorce, -	686	686,	686	812	815,		Walpole.
419	A bill to enable the qualified voters of district No. 8, in township No. 33 north, of range No. 7 east, to							

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>First reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Passed House.</i>	<i>Other pro- ceedings.</i>	<i>Approved.</i>	<i>By whom Introduced.</i>
420	levy a tax in said district sufficient to build a school house, - -	686	686	686	812	815	824	Hubbard.
421	A bill to vacate certain blocks, streets, and alleys, in Michigan City, La-porte county, Indiana, - -	686	686	686	812	815	815	Hendricks.
422	A bill for the better preservation of county records, and the making of general index records thereto, -	686	686, 700,	686	812	815	824	Rousseau.
423	A bill to authorize Charity Ann Wise to file a bill for a divorce, -	686	686	686	812	815	824	Walpole.
424	A bill to amend the general plank road law, - - -	708	708	708	812	815	824	Harvey.
425	A bill to provide for the reporting of the decisions of the Supreme Court, A bill to amend an act entitled "an act to modify the Agency of State, and reduce the expenses thereof," approved Jan. 14, 1850, - -	709	731, 732	709				Berry.
426	A bill to repeal an act in relation to the Seminary fund of Tippecanoe co.	709	709	709	812	815	824	Rousseau. Odell.

427	A bill to incorporate the German theological seminary of the German Evangelical Lutheran Synod of Missouri, Ohio, and other States, -	709	709, 741	741	813	815	822	Eddy.
428	A bill to regulate the time for civil and chancery business of the Marion and Hancock Circuit Courts, -	709	710, 710	710	812	815	825	McCarthy.
429	A bill changing the time of holding the May term of the Probate Court of Monroe county, for the year 1850, -	710	710	710				Adams.
430	A bill to incorporate the Harrison Draw Bridge Company, -	710	710, 795	710	782	819, 820	826	Ellis.
431	A bill to extend an act approved Feb. 14, 1848, incorporating the town of Peru, to the town of Vernon, in Jennings county, -	739	739	795	783	819, 820	824	Herod.
432	A bill to legalize the location of a state road in Franklin and Ripley counties, -	739	739	739	813	804, 806	821	Berry.
433	A bill to amend section 13 of an act to increase and extend the benefits of common schools in the counties therein named, -	755	755	739	813	815	825	Montgomery.
434	A bill to prohibit the sale of intoxicating liquors in the town of Plainfield and vicinity, in Hendricks county, -	757	757	757	813	815	825	Harvey.
435	A bill to authorize the Madison and Annapolis Railroad, to take stock in the Ohio and Mississippi Railroad, -	792	792	792				Herod.

BILLS AND JOINT RESOLUTIONS OF THE HOUSE

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>Read first time.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
3	A bill to compel non-resident land holders to pay a road tax equal to that paid by resident proprietors, - - - - -	59	59	85, 105, 134,	134	179
4	A bill to authorize the Board of Commissioners of Howard county to borrow money, - - - - -	59	60	85,	97	111
5	A bill to authorize the county commissioners of Clark county, to establish an additional place of holding elections in the Wood township of said county, - - - - -	87	87	[138, 100, 127, 129, 130,	138	185, 217
6	A bill relative to appeals and changes of venue from prebate courts, - - - - -	252	252	399, 429, 467,	467	556
8	A joint resolution on the subject of the reduction of postage, - - - - -	183	183	200, 507,		
13	A bill relative to witness fees, - - - - -	344	346	472,		
16	A bill to define the jurisdiction of justices of the peace of the county of Vermillion, - - - - -	87	87	100, 124,	124	147
17	A bill to repeal an act therein named, - - - - -	87	87	100, 376, 706,		
18	A bill to extend the term of the circuit court of Marion county, authorized to be begun and held on the last Monday in October, in the year 1849, - - - - -	53	53	53,	54	

19	A bill prescribing the time of holding the circuit courts in the second judicial circuit, - - -	184	184	184, 199, 211,	211	250
20	A bill for the improvement of Highways in Boone county, - - -	59	60	85, 97, 176, 211, 1442,	211	363, 556
22	A bill for the preservation of the North Port Feeder Dam, - - -	214	214	234, 264, 381, 382,	306	325, 341
24	A bill to incorporate the American Live Stock Co.,	181	181	200, 222, 285, 306,		
25	A joint resolution relative to the slave trade in the District of Columbia, - - -	252	252	399,		
28	A bill to revive an act to compel speculators to pay a road tax in Randolph county, equal to that paid by actual settlers, approved January 13, 1845, -	179	180	200, 229, 246,	246	341
29	A bill to extend the time of holding the probate court of Hendricks county, - - -	179	180	200, 211,	211	250
30	A bill to amend an act, entitled "An act to incorporate the Harrison, Newtown, Rochester, and Brookville Turnpike Company," approved Jan. 13, 1849,	184	185	200, 333, 378,	378	420, 556
31	A bill to regulate the holding of circuit courts in the third judicial circuit, - - -	59	60	60,	60	
32	A bill to provide for ascertaining the value of personal property exempt from execution, - - -	252	252	252, 327, 378,	378	556
33	A bill to repeal an act, entitled "An act to amend the statute providing for taking a change of venue in criminal cases, - - -	344	346	472, 509,		
34	A bill to incorporate the White county Monticello Bridge Company, - - -	181	181	182, 332, 378,	524	598, 610
35	A bill repealing an act relating to the jurisdiction of justices of the peace, so far as relates to Montgomery county, - - -	179	180	200, 211,	211	

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>Read first time.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
36	A bill authorizing the draining of Peru Prairie in Miami county, - - -	179	180	200, 211,	211	250,
40	A bill to repeal all laws of this State authorizing counties to subscribe for any corporation stock, so far as relates to the county of Morgan, and declaring the meaning of certain acts therein named, -	179	180	180, 192, 211,	211	250,
41	A bill to change the time of holding the October term of the Probate Court of Martin county, - -	179	180	200, 211,	211	250,
43	A bill to provide for the election of township assessors in the county of Steuben, - - -	564	564	621, 642,	642	
44	A bill to change the name of Restine Cox, - -	59	60	85,	97	111,
45	A bill to amend the 43d section of the revised road law of 1849, - - -	344	346	472, 506, 504,	594	662,
46	A joint resolution on the subject of the National Monument, at Washington, - - -	88	88	100, 119,		
49	A bill extending the jurisdiction of Notaries Public, - - -	344	346	472, 495,	495	690,
50	A bill to reduce the fees of the Clerk of Probate Court of Knox county, - - -	344	346	472, 509, 616,	616	

51	A bill to restrict the grand jury in Franklin county to a limited time in their sessions, - - -	344	347	472, 495,	495	660
52	A bill requiring the grand jury in the county of Hancock to meet on the third day of the court term, -	181	182	200,		
53	A bill to change the name of Eliza Jane Bristo to Eliza Jane Swisher, and that of Nancy Brown to Nancy O'Neal, - - -	181	182	200, 211,	211	250
54	A bill to amend an act entitled "an act requiring the supervisors of roads in Sullivan county to make report at the March term in each year, and for other purposes," approved January 26, 1847, - - -	181	182	200, 211,	211	259
55	A bill to provide for the payment of jury fees in civil cases in the Allen Circuit Court, - - -	344	347	472, 532,		
56	A bill to change the names of Mary Jane Manning and Margaret Ann Manning, of Vanderburgh county, - - -	179	180	201, 211,	211	250
57	A bill to amend an act entitled "an act to regulate the mode of doing county business in the county of Putnam," approved January 15, 1849, - - -	179	180	201, 212,	212	250
59	A bill authorizing an additional number of copies of the revised statutes of 1843 to be distributed to the counties of Miami and Adams, - - -	568	569	569, 570,	570	611
60	A bill to authorize the voters of Daviess county to vote in Washington township in said county, - -	181	182	182, 532,	532	629
61	A bill repealing an act therein named, - - -	179	180	201, 212, 238,	239	275, 341
62	A bill to prevent the forfeiture of school lands in Warren, Franklin, and Dearborn counties, - - -	656	657	676, 710,	710	[268, 660, 259, 260, 261,
63	A bill in relation to Lamasco City, - - -	181	182	201, 212,	212	307, 397, 540, 612
64	A bill in relation to extra taxes in Lamasco City, -	181	182	201, 372, 397,	397	558, 623, 709, 807

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

894

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage</i>	<i>Passed Senate.</i>	<i>Other proceedings.</i>
65	A joint resolution authorizing the reports from the State Bank and Commissioners of the Sinking Fund to be made on the second week of the session, -	181	182	201, 212	212	250
67	A joint resolution in relation to the soldiers of the war with Great Britain, - - -	344	347	473, 495	495	660
68	A joint resolution in relation to the reduction of the price of lands in the Miami National Reservation, - - -	179	180	201, 212	212	250
69	A bill to authorize the Governor, Auditor, and Treasurer of State to borrow money sufficient to pay the interest due on the funded debt on the first of January and July, 1850, - - -	183	183	183		
70	A bill to extend the time of paying taxes for the year 1849, in the county of Randolph, - - -	181	182	182, 203		
71	A bill to repeal a proviso to an act therein named, -	179	180	201, 212	212	275, 711, 782, 806
72	A bill prohibiting the stretching of scines across Laughery creek, and other streams in the State of Indiana, - - -	181	182	201, 246	246	341
73	A bill to amend an act entitled an act to incorporate					

75	the Lafayette Insurance Co., approved Feb. 8, 1836, A bill to amend an act to authorize supervisors to work a certain road in Ohio county, - - -	101	101	101, 103	104	111, 185, 218, 219 [249]
77	A bill to amend the act to establish a free turnpike road in Adams county, approved January 13, 1845, A bill to legalize the settlement of the auditor and treasurer of Kosciusko for the financial year ending June, 1849, and for other purposes, - - -	179	180	201, 212	212	250
78	A joint resolution relative to using the lash in the United States Navy, - - -	181	182	183, 227, 246	246	275, 341
79	A joint resolution relating to the bounty land and three months' extra pay of deceased officers, musicians, and privates engaged in the war with Mexico, - -	181	183	183, 230, 246	246	341
80	A joint resolution on the subject of admitting slave territory, - - -	344	347	473, 496	496	660
* 82	A joint resolution in relation to a mail route from Stilesville, in Hendricks county, to Gosport, in Owen county, in the State of Indiana, - - -	344	347	473, 496	496	660
83	A joint resolution in relation to the officers and sol- diers of the war of 1812, - - -	711	714	732, 788	788	
85	A joint resolution in relation to a National road from the valley of the Mississippi to the Pacific Ocean, A bill incorporating the Grand Royal Arch Chapter of the State of Indiana, - - -	344	347	473, 496	496	660
88	A bill to amend an act to re-charter Hanover College, A bill to reduce the fees and emoluments of the au- ditor and treasurer of Steuben county, - - -	561	561	561	561	612
89	A bill to amend an act incorporating the Logansport and Rochester Michigan road Co., approved Jan. 15, 1846,	561	562	562		
90		344	347	473, 524, 615	615	722
64		344	347	473, 496	496	
96		344	347	473, 534		611
		344	347	347, 373, 397	397	448, 557

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

896

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
99	A bill fixing the salaries of the auditor and treasurer of Allen county, - - -	344	348	473, 591	591	[811, 782 599, 621, 651, 652
101	A bill to change the time of holding the board of equalization in the county of Warren, - - -	344	348	473, 496	496	660
102	A bill to appropriate a part of the School Funds in Warren county, - - -	344	348	473, 496	496	660
104	A bill to locate a State road in the counties of Howard and Miami, - - -	214	214	234, 246	246	341
105	A bill to vacate the alleys of the town of Cumberland, - - -	214	214	234, 246	246	341
106	A bill for the better improvement of roads in Grant county, - - -	345	348	348, 431, 467	467	
107	A bill for the relief of Henry Burst and Titus G. Burst, - - -	214	214	234, 246	246	341
108	A bill for the relief of William Sloan and Richard Sloan, - - -	214	214	235, 246	246	340
110	A joint resolution on the subject of the completion of the Michigan City Harbor, - - -	345	348	473, 496		
111	A joint resolution relative to the claim of Col. Francis Vigo, late a citizen of Knox county, Indiana, - - -	345	348	348	348	556

113	A bill to amend an act, entitled "An act to incorporate the Liberty and Brownsville Turnpike Company," approved Feb. 12, 1848, - - -	345	348	349, 373, 397	397	397, 541, 557
114	A bill to incorporate the Jasper Plank Road Company, - - -	345	348	473, 496	493	610
118	A bill in relation to public roads and highways in Bartholomew county, - - -	214	215	235, 246	246	341
122	A bill for the relief of William Northern, - - -	345	349	473, 482, 538	538	629
123	A bill amending sections 48, 49, and 50 of chapter 29 of the Revised Statutes of 1843, - - -	358	360	474, 640		
125	A bill to extend the privileges of the State Library, - - -	345	345	474, 514		
127	A bill for the benefit of the Clark County Central Plank Road Company, - - -	214	215	235, 246	246	340
129	A bill to increase the fees of jurors before probate courts, - - -	345	349	474, 615	615	722
130	A bill to revive and amend an act, entitled "An act to authorize the election of School Commissioner in township 9, range 1 west, in Franklin county, - - -	183	183	212, 212	212	259
131	A bill to authorize William McDowell, of the county of Adams, to erect a mill-dam across the Wabash river in said county of Adams, - - -	214	215	235, 246	246	341
132	A bill to repeal the 61st section of an act to provide for the continuation of the construction of all or any part of the public works of this State by private companies, and for abolishing the board of internal improvements and the offices of fund commissioner and chief engineer, approved Jan. 28, 1842, - - -	345	349	474, 512, 615		
133	A bill to incorporate the Spring Creek and Tippecanoe Bridge Company, - - -	345	349	474, 519, 615	615	693, 808
134	A bill to authorize the citizens of Adams county to					

BILLS AND JOINT RESOLUTIONS OF THE HOUSE — Continued.

898

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
135	vote for or against the relocation of the county seat of said county, - - - - -	345	349	474, 496	496	660
136	A bill regulating the pay of the probate judge of Vanderburg county, - - - - -	351	352	474, 497	497	662
137	A joint resolution in relation to publishing an act therein mentioned, - - - - -	345	349	474, 497	497	662
142	A joint resolution on the subject of the United States surrendering bonds, - - - - -	345	349	474, 528, 529, 615		
143	A bill granting the right of way through the county of Vermillion to the Danville and Georgetown Plank road Company, - - - - -	184	184	184, 230, 247	247	275
144	A bill to incorporate the Independent Relief Fire Company No. 1, - - - - -	250	251	258, 331, 378, 755	755	808, 820
	A bill to extend an act to incorporate the Buffalo and Mississippi Railroad Company, approved February 6th, 1835, and the several acts amendatory thereto, - - - - -	235	235	235, 262, 384, 386		
145	A bill in relation to advertising forfeited lands mortgaged to the Sinking Fund, - - - - -	656	657	657, 697		

		561	562	562, 605	605	677, 798, 800, 805	[816]
146	A bill to provide for the election of a prosecuting attorney in the 2d Judicial Circuit, - - -	561	562	562, 605	605	677, 798, 800, 805	
147	A bill to amend an act entitled "An act granting to the citizens of the town of Aurora in the county of Dearborn, a city charter," approved February 14th, 1848, - - -	345	349	474, 515, 615	615	693, 808	
148	A bill to extend the provisions of an act therein named to the counties of Huntington and Whitley, - - -	235	236	248, 285, 306	306	341	
150	A bill to exempt from the payment of State and county tax the Olive Branch Church in Jefferson county, - - -	345	349	475, 497	497	662	
153	A bill to amend section 141 of chapter 35 of the Revised Statutes of 1843, relating to the duties of overseers of the poor, - - -	359	360	475, 508, 615	615	622	
154	A bill to amend an act entitled "An act authorizing the construction of Plank roads," approved January 15th, 1849, - - -	359	360	475, 497	497	662	
155	A bill to amend an act providing for the selection of grand and petit jurors, - - -	359	360	475, 509	258	340, 816, 820	
156	A bill amending an act therein named, - - -	235	236	248, 258	258	340, 816, 820	
157	A bill to amend section 100 of chapter 12 of the Revised Statutes of 1843, - - -	359	360	475, 506, 615	615		
158	A bill to provide for the trial of criminal causes in Marion county, - - -	235	236	236	236	261	
159	A bill to locate a State road in the counties of Miami and Wabash, - - -	345	349	475, 497	497	662	
161	A bill to reduce the number of township trustees in the county of Grant, - - -	235	236	248	248	341	
162	A bill providing for publishing notice of the time and						

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
163	place of sale of delinquent lands in county Steuben, A bill providing for the sale of school section in congressional township No 26 north, of range 3 west,	345	349	349, 350, 433		
164	lying in the counties of White and Carroll, A joint resolution in relation to establishing a bureau of agriculture in the Department of the Interior, at Washington,	345	350	475, 497	497	661
166	A bill regulating the mode of electing petit jurors in the county of Martin,	345	350	475, 497		
167	A bill to incorporate the Tippecanoe horse thief detecting company,	345	350	475		
168	A bill to incorporate the Evangelical Lutheran St. John's Church, in Dearborn county,	345	350	475, 520, 615	615	808
169	A joint resolution in relation to donating the public lands to actual settlers,	345	350	475, 497	497	661
171	A bill to provide for a uniform mode of doing township business in Clay county,	346	350	475, 497 [397	497	662
172	A bill to amend the city charter of the city of Madison, approved Feb. 14, 1848,	235	236	249, 258, 376,	397	556
		346	350	350	707	807

173	A bill to amend the 9th section of an act entitled "an act to increase and extend the benefits of common schools," - - -	346	350	476, 512		
174	A bill to authorize the commissioners of Carroll county to employ a physician for the poor, - - -	346	350	476, 498	498	661
178	A bill to incorporate the Goodwin Female Institute, of Lafayette, - - -	346	350	476, 545, 616	616	722
182	A bill to amend the 1st article of chapter 12, of the Revised Statutes of 1843, - - -	561	562	624, 698		
183	A bill to regulate grand and petit jurors' fees in the county of Adams, and other counties therein named, - - -	359	360	360, 417, 447	471	541, 661
184	A bill to amend the charter of the city of Evansville, - - -	359	361	467, 498	498	661
185	A bill to change the time of holding the April terms of the commissioners' court of Jefferson county, - - -	359	361	476, 498	498	556, 661
186	A bill to change the name of Emanuel Pidcock, - - -	359	351	352, 378	378	
187	A bill to amend the 14th section of the revised road law of 1849, - - -	359	361	476, 513		
188	A bill in relation to the change of names, - - -	359	361	476, 507, 615	615	693, 722
190	A bill for the relief of Catharine Schnell and Dorothy Debler, (wife of Louis Debler,) of Vanderburgh county, - - -	351	352	476, 498	498	660
191	A bill relative to the Sullivan county library, - - -	359	361	476, 498	498	660
192	A bill to confirm the Angola Plank Road Company, - - -	359	361	361, 433, 467	467	557
193	A bill to regulate the per diem allowance for work done on the public highways in Adams county and other counties therein named, - - -	359	361	476, 531, 615	615	722
194	A bill to authorize J. A. Williams and John Morgan to erect and maintain a mill dam across the Wabash river at or near Bluffton, in Wells county, - - -	351	352	476, 498	498	661

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
198	A bill to extend the time of holding county courts in Perry county, - - -	359	361	476, 482,	482	660
199	A bill for the benefit of Lewis Chappel, - - -	355	355	476, 498,	498	662
200	A bill to authorize Isaac Wilcox to construct a bridge or culvert over a State road in the county of Morgan therein described, - - -	359	361	477, 498,	498	662
201	A bill to repeal the 4th and 5th sections of an act to improve the roads in the Centre township, in the county of Dearborn, approved, January 18, 1847,	359	361	477, 498,		
202	A bill for the relief of Cain Dockry, - - -	355	355	477, 498,	498	662
205	A bill to amend an act entitled, "An act to incorporate the Terre Haute and Richmond Railroad Company," approved, January 26, 1847, - - -	352	352	[601, 642, 645, 708, 483, 575, 576, 588, 352, 391, 431, 482,	708	794
206	A bill defining the duties of County Treasurers, in several counties therein named, - - -	355	355	477, 528, 615,	615	722
207	A bill for the relief of Hannah S. Martin, - - -	355	355	477, 498,	498	
208	A bill to repeal an act therein named, concerning Sheriffs, so far as the same relates to the county of Martin, - - -	355	355	477, 531, 615,	615	

209	A bill relative to the Seminary of Sullivan county, -	359	361	477, 498,	498	662
210	A bill to incorporate the Terre Haute Insurance Com- pany, - - - - -	346	351	351, 546, 616,	616	
211	A bill relative to the Board of Commissioners of Franklin county, - - - - -	359	362	477, 483,	483	662
213	A bill to legalize the acts of commissioners appointed to locate a road in the counties of Fountain and Tippecanoe, - - - - -	359	362	477, 498,	498	630
214	A bill to repeal a certain act therein named, - -	359	362	477, 478, 531, 615,	615	693, 808
215	A bill to compel non-residents to pay a road tax equal to that paid by residents in the county of Whitley,	346	351	478, 498,	498	612
217	A bill to explain sections 8, 14, and 130, of an act therein named, - - - - -	359	362	478		
218	A bill to locate a State road between the counties of Vigo and Clay, - - - - -	355	355	478, 615,	615	721
219	A bill concerning the duties of the County Treasurers in the counties of Kosciusko and Knox, - - -	355	355	478, 531, 615,	615	
220	A joint resolution in relation to the barbarous and in- human treatment of Hungary by the Austrian Gov- ernment, - - - - -	359	362	478, 545,		
222	A bill to amend an act entitled, "An act to incorporate a company to construct a Railroad from Evansville, on the Ohio river, to connect with the Ohio and Mississippi Railroad, at or near Olney, in the State of Illinois, via Princeton, Gibson county, Indiana, and Mount Carmel, Illinois," approved, January 2, 1849, - - - - -	250	251	[379, 251, 282, 329, 538,		
223	A bill to vacate an alley in Greencastle, - - -	346	351	478, 498,	498	662
224	A bill providing for an appeal from the several boards					

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
225	of county commissioners in this State, in certain cases therein named, - - - - -	656	657	676, 700.		
	A bill defining the duties of the Treasurer of Dearborn county, and other counties therein named, and other officers, in relation to the common school fund in said counties, - - - - -	564	564	621, 645.	645	782, 811
227	A bill in relation to the Auditor of Warlick county, - - - - -	561	561	622.	662	720
228	A bill relative to the sale of school lands in certain counties therein named, and to amend article 13, chapter 13, of the revised statutes of 1843, - - -	561	562	622, 645,	645	808
230	A bill to incorporate the West Point Literary and Agricultural College, in Tippecanoe county, - - -	250	251	258, 545, 616,	616	720
231	A bill to regulate the manner of doing business in the Jasper Probate Court, - - - - -	346	351	478, 532, 616,	616	721
233	A bill to authorize the location of a State road on the county line of Porter and Lake counties, - - -	564	565	622.	622	721
234	A bill relative to the Union Plank Road in Laporte county, - - - - -	346	351	478, 498,	498	630

235	A bill to amend section 25, in chapter 53, article 1, of the revised statutes of 1843,	561	562	562, 641,	
236	A bill to amend the 22d section, of the 47th chapter, of the revised statutes of 1843,	564	565	565, 640,	
238	A bill to amend a certain act therein named,	346	351	478, 499,	499 612
239	A bill to amend the 224th section, of the 30th chapter, of the revised statutes,	657	657	657, 677, 710,	710 807
245	A bill to amend an act entitled "an act to incorporate the town of Franklin, Johnson county," passed February 15, 1838,	568	570	570,	570 610
246	A bill to amend an act entitled "an act to incorporate the Bedford Insurance Company," approved February 8, 1836,	252	253	399, 520, 588, 603,	
247	A bill to legalize the acts of the several clerks of the Martin Circuit Court heretofore done, in relation to the duties of the office of county Auditor of Martin county, and for other purposes therein named,	252	253	253,	253 341
248	A bill to dispose of the equity of redemption of the State of Indiana in the White Water Valley Canal, and for other purposes,	421	421	421, 422, 423, 424, [425,	425 465
249	A bill to authorize James Taylor to erect a mill dam across the Salmony river, in Huntington county,	346	351	478,	499 499, 612
250	A bill to change the name of Mary Bell Neil to Mary Bell Noble,	568	570	570,	570 612
251	A joint resolution on the subject of the public lands in the State of Indiana,	657	657	658,	658 808
252	A bill relative to a receiver in chancery in the county of St. Joseph,	359	362	362, 467,	467 556

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

906

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
253	A bill to amend an act authorizing the construction of plank roads, approved January 13, 1849,	561	562	562, 653, 676	676	848
254	A bill to locate a State road in the counties of Sullivan, Clay, Owen, and Hendricks,	657	658	677, 710	710	807
255	A bill defining the jurisdiction of justices of the peace in Marion and Boone counties, and amendatory of an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named,"	568	570	570, 605, 606, 645	645	782, 809
256	A bill for the relief of widows whose husbands die intestate without any heirs lineally descended from them,	657	658	658, 703, 731	731	782
257	A bill to incorporate the Harrison and Boardman Turnpike Road company,	359	362	478, 519, 616	616	722
228	A bill to incorporate the Western Plank Road Company,	353	354	479, 524	524	612
259	A bill to amend section 11, chapter 56, of the revised statutes of 1843,	568	570	571, 641, 676	676	
261	A bill to vacate a certain alley in the town of West					

264	Harrisonville, and a certain street in the town of Mt. Pleasant, in the county of Martin, - - -	568	571	571	571	612
	A bill to authorize Jacob C. Hursh, of Dekalb county, to erect a mill dam across Little St. Joseph river, in Alley county, Indiana, - - -	252	253	399, 411, 433, 467	467	467, 541, 660
265	A bill to provide for electing supervisors by districts in the counties of Boone, Delaware, Huntington, Whitley, Parke, and Posey, - - -	346	351	479, 499	499	629
266	A bill to incorporate the "Alamo Sons of Reform" of the State of Indiana, - - -	565	566	566	566	612
267	A joint resolution on the subject of increasing the common school fund, - - -	711	714	714	714	807
268	A bill to encourage the construction of rail and plank roads, - - -	561	561	561, 687, 694, 695		
269	A bill declaratory of the meaning of the 129th section of the act entitled "an act to revise and consolidate the several acts of the General Assembly in relation to laying out, repairing, changing, and vacating public highways, and the erection and repair of bridges, and to amend the same," approved January 16th, 1849, - - -	680	682	682	682	
270	A bill to incorporate the Delphi Northern Plank Road company, - - -	681	682	682, 740	741	808, 820
271	A bill to amend an act therein named, - - -	681	682	682		
273	A bill relative to the office of Auditor in Warrick county, - - -	681	682	682, 706	706	
275	A bill to provide for the incorporation and regulation of Telegraph companies, - - -	745	747	747, 782	782	787, 800, 807
276	A bill to regulate the witness fees in the courts of					

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
277	common pleas and the probate courts of the State of Indiana, - - - - -	681	682	682, 699	699	807
	A bill to amend an act for the government of the Indiana Hospital for the Insane, approved February 15th, 1848, - - - - -	681	682	683, 699	699	807
278	A bill to repeal an act therein named, - - - - -	711	714	714	714	807
280	A bill to compel speculators to pay their due proportion of road tax in the county of Miami, - - - - -	681	683	683, 710	710	807
281	A joint resolution in relation to costs in the District and Circuit Courts of the United States, in suits involving questions of patent rights by patentees and their assigns who are insolvent, - - - - -	681	683	683, 700, 819	819	820
282	A joint resolution providing for the purchase of land for the Deaf and Dumb Asylum, - - - - -	359	362	479, 538	538	630
283	A bill relating to the probate court of Parke county, - - - - -	681	683	683	683	
284	A bill to incorporate the Rising Sun and Versailles Turnpike Company, - - - - -	359	362	479, 533, 616	616	693, 722
285	A bill to amend an act to incorporate the trustees of Indiana Asbury University, approved Jan. 10, 1837, - - - - -	681	683	683, 741	741	782

286	A bill to enable the inhabitants of the counties of Huntington and Whitley to construct Plank roads,	561	563	563	611
287	A bill declaring an act entitled "An act to increase and extend the benefits of common schools," approved January 17th, 1849, to be in force in certain counties, and for other purposes, - - -	657	658	701	811
288	A bill for the relief of Nehemiah Chrisman, of Wayne county, - - -	359	362	499	630
289	A bill for the more speedy completion of the Indiana Hospital for the Insane, - - -	360	362	443	557
290	A bill to incorporate the Noblesville Bridge Company, - - -	561	563	563	610
291	A bill to incorporate the Peru and Warsaw Plank road Company, - - -	711	714	714	807
292	A bill to revive an act to provide for the support of the indigent blind of the State of Indiana, - -	711	714	714	
295	A bill authorizing the clerk of the Circuit Court to sell certain lots in the town of Delphi for school purposes, - - -	681	684	684	
296	A bill for the distribution of the local laws, statutes, public documents, and reports, to the city of Jeffersonville, - - -	681	684	684	807
297	A bill legalizing certain acts therein named, - -	681	684	684	
298	A bill to increase the pay of the clerk of Carroll Circuit Court for discharging the duties of Auditor of Carroll county, - - -	744	747	747	
299	A bill authorizing the county commissioners of the county of Pike to levy a road tax so far as relates to the county of Pike,	563	263	263	610

Number.	TITLE.	TITLES.				Proceedings before passage.	Passed Senate.	Other proceedings.
		Received from House.	First Reading.					
300	A bill relative to the field notes, maps, records, and other papers appertaining to land titles within the State of Indiana, - - - - -	360	362	479, 604	604	693, 720		
301	A bill to incorporate the Danville, North Salem, and Crawfordville Plank Road company, - - -	301	363	363, 370	370	420, 556		
302	A bill to incorporate the Lagrange Male and Female Institute, - - - - -	744	747	747	747	782		
303	A bill for the relief of Montgomery county, - - -	353	354	354, 479	354	380		
304	A bill to provide for carrying the unpaid taxes of 1847, and the delinquent taxes of the previous years, on the tax list of 1850, in the county of Adams, - - -	355	356	479, 499	499	629		
305	A bill for an appropriation for a State fire engine for the use of the State prison, - - - - -	360	363	363, 396, 443	443	541, 556		
306	A bill to straighten the line between Ohio and Dearborn counties, in the State of Indiana, - - -	657	658	658, 659, 665				
307	A bill incorporating the Indianapolis and Springfield Plank Road company, - - - - -	657	659	659, 693	693	808		
310	A bill to secure the more prompt payment of road tax, - - - - -	744	760	760	760	820		

311	A bill to refund money out of the State treasury to certain citizens of Fulton county, - -	744	760	760	760	760
312	A bill to organize the county of Stark, - -	551	563	563	563	610
313	A bill to authorize the auditor of Grant county to loan money to the trustees of the Grant county Seminary, - - - -	561				
315	A bill to authorize the board of commissioners of Daviess county to compound a certain claim against the surviving security of Joseph Dougherty, late of said county, deceased, - - - -	772	773	773	773	773
316	A bill to amend an act entitled "an act to increase and extend the benefits of common schools, - -	745	760	760	760	760
317	A bill to improve Laughery creek, in the State of Indiana, - - - -	745	760	760	760	820
320	A bill for the relief of Hezekiah Hinkston, heir at law of David Hinkston, deceased, late of Marion county, - -	772	773	773	773	773
321	A bill declaring a certain stream therein named a public highway in the county of Shelby, - -	745	761	761	761	816
322	A bill to provide for the election of township assessors in the county of Crawford, - - - -	745	761	761	761	820
323	A bill to amend the road law so far as Jefferson county is concerned, - - - -	745	761	761	761	816
324	A bill to amend an act extending the jurisdiction of justices of the peace in certain criminal cases approved February 16, 1848, and also to limit the sessions of the grand jury in Fulton county, - -	745	761	761	761	820
325	A bill to provide for paying the amount due on the new stock belonging to the State in the Madison and Indianapolis Railroad, and for other purposes, - -	561	563	563, 642	563, 642	772
		657	659	659, 696, 730	659, 696, 730	782, 820

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other proceedings.</i>
326	A bill to amend the 16th section of chapter 10, of the Revised Statutes of 1843, - - -	745	761	761	761	820
327	A bill in relation to the sale of spirituous liquors in Ripley township, in the county of Rush, - -	745	761	761	762	820
328	A bill for the relief of Nancy Kitchen, - - -	745	762	762	762	820
329	A bill to provide for the draining wet lands in the county of Adams, - - -	745	762	762	762	820
330	A bill for the relief of Ann Blythesone of Allen co., - - -	772	773	773	773	
331	A bill to repeal a certain act therein named so far as it relates the county of Steuben, - - -	745	762	762		
332	A bill to provide for the opening of streets and alleys in the city of Indianapolis, - - -	561	563	563, 588, 697, [756	756	808, 820
333	A bill to repeal an act entitled "an act to incorporate the town of Plainfield," approved Feb. 1837, - -	745	762	762, 814	815	816, 820
334	A bill declaring a certain road in Morgan county a state road, - - -	745	762	762	762	820
335	A bill providing for the removal of fences from canal lands, - - -	745	762	763	763	820
336	A bill to amend an act entitled "an act to provide for					

337	the election of township assessors in the counties therein named, and defining their duties," approved Jan. 17, 1847,	745	763	763	763	820
338	A bill to establish an additional place of holding elections in Eagle township, in Boone county,	361	563	563	564	612, 808, 820
339	A bill to legalize the acts of the school commissioner of Marion county, and abolish the office of school commissioner,	745	763	763	763	820
340	A bill to locate a state road from Crawfordville in Montgomery county, to Concord in Tippecanoe county,	745	763	763	763	820
342	A bill to prohibit the sale of intoxicating drinks in Blue River township, Johnson county,	745	763	763	764	816, 820
343	A bill to repeal an act therein named, so far as the town of Lafayette is concerned,	745	764	764	764	816, 820
344	A bill for the relief of William McKey,	745	764	764	774	
345	A bill to authorize the sale of school section in township 26 north, range 1 west, in Carroll county,	772	773	773, 774	774	
347	A bill to transfer the docket of John Hodge and Jefferson S. D. Cary, late justices of the peace in Grant county, Indiana, to the custody of Thomas Wall, a justice of the peace in said county,	772	774	774	774	820
348	A bill relative to the Probate Judge of Randolph county,	772	774	774	774	
349	A bill to enable the qualified voters of district No. 4, in township 31 north of range 6 east, in Kocisko county, to levy a tax in said district sufficient to build a school house,	745	764	764	764	820
	A bill for the relief of Zadock C. Smith, of Miami co.,	745	764	764	794	820

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
350	A bill for the relief of persons who have made improvements in school section in township 25 north, of range 3 east, in the counties of Cass and Miami,	745	764	764,	764	820
351	A bill to authorize the location of a state road in the counties of Jefferson, Scott, and Clark, - -	745	764	764,	774	
352	A bill for the relief of John Mahaney and others, -	772	774	774,		
354	A joint resolution in relation to the navigation of the Kankakee and Irapquois river, in the States of Indiana and Illinois, - - - -	746	764	765,	765	820
355	A joint resolution on the subject of improving the navigation of the Ohio river, - - - -	746	765	765,	765	820
356	A joint resolution in relation to the Miami Indians, -	746	765	765,	765	820
357	A joint resolution on the subject of vacating lands in the State of Indiana, - - - -	746	765	765,	765	820
358	A bill for the relief of the purchasers of seminary lands in Mouree county, - - - -	566	568	568,	568	611
359	A bill to increase the per diem allowance of the Probate Judge of the Probate Court of Vermillion county, - - - -	564	565	565,	565	612

362	A bill for the relief of the Trustees of the Union Meeting House for the United Brethren in Christ, in Wayne county, - - - - -	564	565	565	662
363	A bill to attach a portion of congressional township No. 4, range 9 west, to township No. 3, range 9 west, in Gibson county, - - - - -	711	714	714, 715, 742, 743,	808, 820
364	A bill to incorporate the Fort Wayne and Wolf Lake Turnpike Company, - - - - -	712	715	715, 743.	743
365	A bill to amend an act entitled "an act to amend the charter of the Milford and Columbus Rail Road Company, - - - - -"	502	502	618,	722
366	A bill to amend an act entitled "an act supplementary, to an act to provide for the funded debt of the State of Indiana, and for the completion of the Wabash and Erie Canal to Evansville," approved January 19, 1846, approved January 27, 1847, - - - - -	712	715	715, 731,	782
367	A bill to legalize the assessment of taxes of Tippecanoe county, - - - - -	564	565	565,	611
668	A bill changing the mode of doing county business in the county of Crawford, - - - - -	712	715	715,	715
370	A bill to amend an act entitled "an act to provide for opening and repairing public roads and highways in the counties of Owen, Lawrence, and Greene," approved February 1, 1836, - - - - -	746	765	765, 766,	816
372	A bill to reduce the fees for recording deeds and other conveyances, in the county of Warrick, - - - - -	712	715	715, 740,	
374	A bill to amend an act entitled "an act to locate a State road in the counties of Decatur, Jennings, and Bartholomew," approved January 5, 1849, - - - - -	566	567	567,	567

Number.	TITLE.	Other Proceedings.			
		Received from House.	Read first time.	Proceedings before Passage.	Passed Senate.
375	A bill to extend the time of the sittings of the Probate Court of Fulton county, - - -	568	571	571,	571
376	A bill to incorporate the Kossuth Bridge Company, - - -	772	774	774,	774
377	A bill to amend the 38th section, of article 2, of chapter 15, of the revised statutes of 1843, - - -	568	571	571, 600, 645, 803,	803
378	A bill to vacate a certain road therein named, - - -	712	715	715,	715
380	A bill to amend the road law in Jefferson county, - - -	712	715	716,	716
381	A bill to repeal an act entitled "an act to regulate Clerks fees in the Probate Court of Parke county," approved January 16, 1849, - - -	712	716	716,	716
382	A bill to amend an act to incorporate the town of Greencastle, in the county of Putnam, approved January 16, 1849, - - -	712	716	716, 731,	731
383	A bill to provide for the appointment of guardians for children whose parents have become insane, - - -	681	684	684, 699,	
385	A bill to amend the law concerning writs of Seire Facias, - - -	657	659	659, 701, 741,	741
386	A bill to amend the charter of the Ohio and Mississippi Rail Road Company, - - -	678	678	679, 800,	

387	A bill to repeal the law authorizing the township trustees of the county of Warren, and State of Indiana, to assess a tax, - - -	712	716	734, 787,	788	809, 820
388	A bill to repeal certain sections of an act therein named, - - -	712	716	716,	716	807
389	A bill to change the name of George Searle Stephens, of Vanderburgh county, - - -	712	716	716,	716	807
390	A bill to incorporate the Covington Draw Bridge Company, - - -	502	502	502, 516, 517,	517	558, 611, 660
393	A bill to repeal a certain act therein named as far as the same applies to the county of Randolph, - -	712	716	733,	733	782
394	A bill concerning the easement of the Valley Mills in Allen county, - - -	712	717	717, 743,	743	793, 816
395	A bill to incorporate the St. Paul's Church and St. Joseph's School Society, in New Alsace, Dearborn county, - - -	568	571	571,	571	660
396	A bill to raise the salaries of the Associate and Probate Judges in the county of Warren, - - -	712	717	717,		
397	A bill to change the mode of doing county business in the county of Owen, - - -	712	717	717,	717	807
398	A bill to amend section twenty-seven, of chapter seven, of the revised statutes of 1843, so far as it relates to the counties of Greene and Posey, - -	712	717	717,		
399	A bill to incorporate the Lamasco Manufacturing and Ship Yard Company, - - -	746	766	766,		
401	A bill to authorize certain officers and other persons to administer certain oaths, and in other cases therein specified, - - -	712	717	717,		
403	A bill legalizing the election of Trustees of the town of Cloverdale, in Putnam county, - - -	712	717	717, 718,	718	807

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

913

Number.	TITLE.	Proceedings before Passage.				Other Proceedings.
		Received from House.	First Reading.	Proceedings before Passage.	Passed Senate.	
405	A bill to amend the 10th section of chapter 21, of the Revised Statutes of 1843, - - -	712	718	718, 802	802	816
406	A bill to increase the pay of the probate judges of the counties of Knox, Kosciusko, and Randolph, - -	712	718	718	718	807
407	A bill to repeal part of an act entitled "an act to fix the time of holding courts in the first judicial circuit, and the Probate Court of Tippecanoe county," approved Jan. 2 1849, - - -	712	718	718	718	807
409	A bill concerning crimes and punishment, - -	712	718	718		
410	A bill to reduce the fees of the Recorder of Greene co., - -	712	718	718		
412	A bill to amend an act entitled "an act to confine voters to their respective townships," approved January 13, 1845, as far as the same relates to the county of Martin, - - -	713	718	718, 719	719	807
413	A bill to amend the 11th article of the 12th chapter of the Revised Laws of 1843, as far as the county of Putnam is concerned, - - -	713	719	719, 731	731	809, 820
414	A bill to change the name of Abraham Moore to that Cyrus Moore Dunham, - - -	713	719	719	719	807

415	A bill to provide for the election of trustees of the town of Lafayette, by single districts, - - -	713	719	719	719
416	A bill to amend the act to incorporate the Peru and Indianapolis Railroad Company, approved Jan. 16, 1846, - - - - -	502	502	618, 646	722, 820
417	A bill for the relief of David Baker, of Cass county, - - - - -	713	719	720	807
418	A bill making general appropriations for the year 1850, - - - - -	746	766	766	782
419	A bill explanatory of the 20th section of an act entitled "an act approved Jan. 10, 1831, and to revise and amend the law authorizing the formation of companies of independent militia by voluntary enlistment," approved Jan. 15, 1844, - - -	772	774	774	
420	A joint resolution to enable the State of Indiana to draw arms and equipments from the United States, - - - - -	746	766	766	820
421	A bill to locate a state road from Warsaw to Plymouth, - - - - -	502	503	618, 645	645
422	A bill to authorize the Governor of Indiana to compromise with, and cause suit to be brought against the lessees of the water power of the Northern Division of the Central Canal, - - - - -	502	503	618, 702	703
423	A bill changing the mode of electing the clerk and marshal of the town of Terre Haute, - - -	502	503	618	782, 809
424	A bill to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly, relative to laying out, opening, repairing, changing, and vacating public highways, and the erection and repairing of bridges, and to amend the same," approved Jan. 16, 1849, - - -	713	720	720	807

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
425	A bill to raise a revenue for State purposes for 1850,	713	720	720, 723,	724	807,
427	A bill to organize an additional school district in the county of Sullivan, - - -	566	566	566,	566	612,
429	A bill to change the name of West Port, in the county of Parke to that of Howard, - - -	746	766	766,	766	
430	A bill granting the right of way to companies in the State of Illinois, to construct Plank Roads in the county of Vermillion, in this State, - -	566	566	566,	566	612,
431	A bill relative to a joint Railroad and joint Passenger Depot at Indianapolis, - - -	746	766	766, 795, 815, 816,		
432	A bill to prevent the unnecessary obstruction of Otter Creek, in the county of Vigo, - - -	566	566	566,	567	662,
433	A bill to amend the charter of the New Albany and Salem Railroad Company, - - -	566	567	567,	567	598,
434	A bill for the benefit of certain citizens of the Seminary township of Gibson county, - - -	746	766	766, 767,	767	
436	A bill to vacate a part of a State road therein named, - - -	713	734	734,		
437	A bill to amend an act entitled "An an act to incorpo-					

438	rate the town of Hagerstown, in Wayne county, approved January 19, 1846, - - -	568	571	571,	571	662
439	A bill to amend the road laws of Porter county, - - -	568	572	572,	572	662
440	A bill to repeal a certain act therein named, so far as it relates to Randolph county, and to revive certain other laws, - - -	568	572	572,	572	613
441	A bill in relation to the school funds in Floyd county, A bill authorizing the election of an additional justice, of the peace in Highland township, in Vermillion county, - - -	568	572	572, 578, 617,	617	732
442	A bill for the relief of Aaron Wright, of Marion county, - - -	569	572	572,	572	612
443	A bill to attach certain territory to the county of La- porte, - - -	569	572	572,	572	612
444	A bill to incorporate the town of Newburn, in Bartholomew county, - - -	569	573	573,	573	612
448	A bill to change the name of Trenton, in the county of Randolph, - - -	569	573	573,	573	612
447	A bill to increase the salary of the probate judge of Elkhart county, - - -	569	573	573,	573	612
448	A bill to incorporate the Drewersburgh Turnpike Company, - - -	569	573	622, 645,	645	
449	A bill to prevent the sale of spirituous liquors in the township of Mound, in the county of Warren, without first procuring a license therefor, - - -	569	573	573, 579, 616,	616	720
450	A bill to legalize the Lafayette and Muncietown State road in the counties of Clinton and Tipton, - - -	569	573	573, 574,	574	629
451	A bill regulating the license of traveling merchants, and pedlars, in the several counties therein named, - - -	569	574	574, 676,	676	807

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

922

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
452	A bill relative to the County Seminary property of Vanderburgh county, - - -	569	574	574	574	662
453	A bill to change the name of White Hall, in Miami county to, that of Waw-pa-cong, - - -	569	574	575	575	612
454	A bill to legalize certain proceedings in the Grant probate court, - - -	569	575	575	575	613
455	A bill declaring the Calumic river a public highway, - - -	569	575	575	575	662
456	A bill defining the boundaries of school district No. 1, in Congressional township No. 12 north, of range No. 5 west, in the county of Clay and Owen, - - -	569	575	575, 581, 616	616	720
457	A bill to incorporate the Otter creek and Raccoon Plank Road Company, - - -	625	626	626, 781	781	809, 820
458	A bill to amend an act, entitled "An act to incorporate the Atica and Warren County Bridge Company," approved Feb. 16, 1843, - - -	569	575	575, 616	616	720
459	A bill to vacate the village of Mount Pleasant, in St. Joseph county, - - -	625	626	626	6	722
460	A bill to alter and change a State road therein named, - - -	625	626	626	626	808

461	A bill to declare certain water courses in the counties of Perry and Spencer public highways, - - -	625	626	626	626	721
462	A bill for the relief of William Starner and children, - - - - -	625	627	627, 640	640	808
463	A joint resolution relative to the donation of certain lands in the Vincennes district for the purpose of sustaining and encouraging Common Schools, -	713	734	734	734	816
464	A bill to legalize the acts of George R. Proctor as agent of Martin county, - - - - -	625	627	627, 645	645	808
466	A bill to amend the 326th section of chapter 47 of the Revised Code of 1843, - - - - -	773	775	775	775	816
467	A bill in relation to the prosecuting attorney of Hendricks county, - - - - -	625	627	627, 707	707	807
468	A bill authorizing the transfer of the liens of mechanics and others on buildings, - - - - -	631	634	684, 710	710	
469	A bill to vacate certain State roads therein named, -	625	627	627	627	721
470	A bill to authorize suits to be brought in the name of the State of Indiana upon the relation of county auditors in certain cases, - - - - -	713	734	734	734	782
472	A bill to compel speculators to pay a tax equal to that paid by actual settlers, in the county of Lagrange, -	625	627	627, 653, 654	654	809
473	A bill to repeal an act, entitled "An act to levee the Wabash river on Shaker Prairie," approved Jan. 14, 1846, - - - - -	713	734	734, 756	756	820
474	A bill to incorporate the Marion County Horse Company for the detection and apprehension of horse thieves and others charged with crimes, - - -	625	627	627	627	808
475	A bill changing the mode of electing United States Senators, - - - - -	713	734	735, 788	788	816

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
476	A bill authorizing the Vermillion Circuit Court to hear the application of Susan Coleman, for a divorce and change of name, - - -	625	628	628	628	808
477	A bill to amend an act entitled "an act to revise and consolidate the several acts of the General Assembly, relative to laying out, opening, changing, and vacating highways, and the erection and repairing of bridges, and to amend the same," approved January 16, 1849, - - -	625	628	6		
478	A bill to amend an act entitled "an act to abolish the office of county Auditor in the county of Johnson," approved January 14, 1846, - - -	625	628	628	628	808
479	A bill to incorporate the Lamasco Iron Manufacturing Company, - - -	678	679	679, 705	705	807
480	A bill to incorporate the Vincennes and Orleans Rail Road Company, - - -	713	735	735, 781	782	809, 820
481	A bill to provide for the more effectually preventing the sale of intoxicating drinks in the town of Lewisville, - - -	625	628	628, 645	645	808

482	A bill to amend an act entitled "an act regulating the granting of licenses to retail spirituous liquors in the counties of Gibson and Dubois," approved February 16, 1848, so far as relates to Gibson county, and to extend the same to Pike county, -	625	628	628	628	808
484	A bill to extend an act entitled "an act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16, 1849, to Wayne county, -	626	629	629	629	808
485	A bill relative to the jurisdiction of justices of the peace in certain criminal cases, in the county of Tippecanoe, -	746	767	767	767	820
486	A bill relating to the extra pay of Clerk and Auditor of the county of Parke, -	626	629	629, 645	645	
487	A bill to amend the act entitled "an act to increase and extend the benefits of common schools," passed January 17, 1849, -	626	629	629, 653		
488	A bill to regulate the ex-officio fees of the Clerk and Sheriff of Warrick county, -	626	629	629, 650		
489	A bill to change the name of Andrew Jackson Keeth, to that of Andrew Jackson Wiggins, and for other purposes, -	626	629	629, 725, 788	788	809, 820
491	A bill authorizing the Governor to take an appeal to the Supreme Court in Patrick McGinley's case, -	746	767	768		
492	A bill to amend an act entitled "an act to extend the jurisdiction of justices of the peace in certain criminal cases," approved February 16, 1848, -	778	779	779		
493	A bill to attach certain families to school district therein named, in the county of Knox, -	678	679	679	679	679

BILLS AND JOINT RESOLUTIONS OF THE SENATE—Continued.

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Other proceedings.</i>
494	A bill to authorize the construction of a dam across the Tippecanoe river, in Pulaski county, - -	678	679	679	679	
495	A bill fixing the salary of the auditor of Miami county, - - - - -	678	679	679	679	
496	A bill to change the name of Uniontown, in Grant county, - - - - -	678	679	679	679	807
497	A bill to prohibit the sale of spirituous liquors in Jackson and Monroe townships, in Madison county, by a less quantity than thirty gallons, - -	678	680	680	788	813, 816
499	A bill to locate a state road on the line dividing Miami and Wabash counties, - - - - -	678	680	680	680	807
500	A bill to authorize the appointment of a Private Secretary to the Governor, - - - - -	713	735	735	735	782
501	A bill explanatory of an act to amend an act approved Feb. 12, 1848, providing for the election of township assessors and township collectors, in Jennings county, and for other purposes, - - - -	681	684	684	684	
502	A bill to incorporate the Eagle Creek Plank Road Company in Marion county, - - - - -	713	735	735, 788	788	814

503	A bill to locate a state road from Orleans, in Orange county, to Newberry, in Greene county, - -	681	684	685	807
504	A bill to authorize the auditor of Henry county to sell a certain tract of land belonging to the school fund in said county, - - - -	681	685	685	
506	A bill to amend an act entitled "an act more effectually to prevent the retailing of spirituous liquors in certain counties therein named, approved Jan. 16, 1849, - - - -	681	685	685	
508	A bill to authorize the trustees of the Methodist Episcopal Church in St. Louis, in Bartholomew county, to sell and convey a certain house and lot therein named, - - - -	681	685	685	
509	A bill to incorporate the Evangelical Protestant congregation of Christians in Haysville, Dubois county, -	681	685	685	807
510	A joint resolution in regard to the compensation of jurors in the United States District Court, -	681	685	685	
512	A bill to incorporate the Jonesboro and New Cumberland Plank Road Company, - - - -	713	735	735, 736	782
517	A bill to incorporate the Decatur, Portland, and Winchester Plank Road Company, - - - -	680	680	680, 742	809
518	A bill to incorporate the Centerville and Jacksonburg turnpike company, - - - -	713	735	735	816
519	A bill to authorize Margaret Hurd to file a bill for a divorce in the Martin Circuit Court, and to regulate the proceedings thereon, - - - -	713	735	735	816
520	A bill authorizing the county commissioners of Fountain county, to vacate a certain street in Rob Roy, Fountain county, - - - -	713	736	736	782

BILLS AND JOINT RESOLUTIONS OF THE HOUSE -- Continued.

928

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>First Reading.</i>	<i>Proceedings before passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
521	A bill to collect and reprint the School laws, -	778	779	779		
522	A bill to amend an act entitled "an act to incorporate the Indiana Mutual Fire Insurance Company," approved January 30th, 1837, -	713	736	736, 794	795	816
523	A bill to incorporate the Spring creek and Tippecanoe Hydraulic Company of White county, -	746	770	770, 781	781	816
524	A bill to regulate the retailing of spirituous liquors in the county of Kosciusko, -	713	736	736	736	816
525	A bill in relation to the President and Directors of the Terre Haute and Richmond Railroad Company, and to secure the more speedy completion of said road, -	713	736	747, 748, 810	801	816
528	A bill to legalize the proceedings of Robert A. Chandler as master in chancery in the county of Warren, and for other purposes, -	778	778	778	778	816
529	A bill further to amend the Lafayette and Indianapolis Railroad Company, -	746	770	770, 802	802	813, 816
530	A bill to amend section one, article one, chapter 25, Revised Acts of 1843, incorporating towns, -	773	775	775		
533	A bill for the more effectual, just, and equal assess-					

		713	737	737	[797		
535	ment of personal property, money, credits, and capital stock, or money or stock corporations, in the county of Pike, - - -	772	772	788,789,790,791,	798	804,806,816,825	
536	A bill making specific appropriations for the year 1850, A bill making an appropriation for repairing the State House, - - -	778	779	779	779		
537	A bill to locate a State road on the line between the counties of Steuben and DeKalb, - - -	746	770	770	770	816	
538	A bill for the relief of William J. H. Robinson of Jackson county, - - -	746	770	770	770	816	
540	A joint resolution authorizing the officers of State to procure a suitable room for the sittings of the Convention, - - -	778	778	778	779	820	
541	A joint resolution to extend the privileges of the State Library, - - -	746	770	771	771	816	
542	A bill to incorporate the Rising Sun and Allensville Turnpike Company, - - -	776	777	777	777	816	
543	A bill to authorize Presley A. Irvine of Jennings county to file a bill in chancery, - - -	746	771	771	771	816	
544	A bill to amend an act entitled "An act to define the jurisdiction of justices of the peace in the several counties therein named," approved January 16th, 1849, so far as the county of Putnam is concerned, A bill to incorporate the Eagle creek, Marion county, Horse thief Detecting Company, - - -	746	771	771	771		
545	A bill relative to the sale of land for taxes in the county of Johnson, and for other purposes, - - -	746	771	771	771		
548	A bill for the relief of Sarah M. Emerson, - - -	746	771	771	772	816, 820	
549	A joint resolution on the subject of the public lands, - - -	778	779	780	780	816	

BILLS AND JOINT RESOLUTIONS OF THE HOUSE—Continued.

930

<i>Number.</i>	<i>TITLE.</i>	<i>Received from House.</i>	<i>Read first time.</i>	<i>Proceedings before Passage.</i>	<i>Passed Senate.</i>	<i>Other Proceedings.</i>
550	A joint resolution relative to the public offices, -	777	777	777		
551	A joint resolution in reference to a city hall, -	778	780	780		
552	A bill to repeal a certain section of an act therein named, - - - - -	777	777	777	777	816
554	A bill for the relief of Felix D. Brien, an insane person, of the county of Martin, - - - - -	777	777	777		
555	A bill to authorize the school trustees of Noble township, in Jay county, to make additional districts, &c., - - - - -	773	775	775	775	816
557	A bill supplementary to an act entitled "an act providing for a more uniform mode of doing township business in the several counties therein named," approved January 13, 1838, so far as the county of Warren is concerned, - - - - -	773	775	775	775	820
558	A bill to amend an act entitled an act to incorporate the Lagro, Marion, and Jonesboro Plank Road Company, approved January 16, 1849, - - - - -	778	778	778	778	820
560	A bill to change the time of holding the probate court of Randolph county, - - - - -	778	780	780	780	820

561	A bill to amend the 8th section of the school law of 1849 in the county of Tippecanoe,	-	-	778	780	780	
562	A bill to incorporate the town of Winchester, in the county of Randolph,	-	-	778	780	780	
563	A joint resolution authorizing the Governor of this State to sell certain property,	-	-	792	792	792	
565	A bill restraining the board of trustees of the several townships of Warren county from levying a tax without the consent of the inhabitants thereof,	-	-	792	792	792, 796, 797	797
566	A joint resolution relative to granting the use of fire buckets to O. K. Fire Bucket Company No. 1 of the city of Indianapolis,	-	-	802	803	803	803
							813, 816
							816, 820

BLAKE JAMES.

Elected Commissioner for Insane Hospital, - 487, 488, 489

BLIND ASYLUM.

Annual Report of Trustees, of, (see Doc. Journal,) - - 77

BRUGH, JACOB.

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	-	91, 125
Reports by,	-	-	-	-	-	-	-	136
Bills by,	-	-	-	-	-	-	-	81, 549
Motions by,	-	34, 91, 276, 299, 403, 404, 405, 406, 407, 549, 754						

BUCKLES, JOSEPH S.

Attended,	-	-	-	-	-	-	-	3
Petitions by,	-	-	-	-	149, 150, 296, 313, 503			
Reports by,	63, 118, 122, 127, 150, 172, 205, 215, 265, 297, 313,				327, 328, 367, 371, 382, 428, 429, 431, 506, 507, 508,			}
	510, 639, 641, 646, 666, 697, 799, 700, 701, 702, 740							
Bills by,	-	-	-	-	-	-	12, 266, 371	
Resolutions by,	-	-	-	-	-	-	109, 340, 654	
Motions by,	12, 33, 71, 101, 126, 127, 129, 135, 149, 150, 166, 167,				173, 216, 269, 292, 293, 295, 296, 310, 311, 313, 222,			}
	348, 399, 403, 404, 405, 406, 443, 444, 448, 450, 451,				452, 496, 503, 587, 598, 635, 637, 639, 777, 790			

BUSINESS.

Order of, established, - - - - - 54

C.

CASSATT, JACOB D.

Attended,	-	-	-	-	-	-	-	7
Petitions by,	-	-	-	-	-	262, 296, 326, 481		
Reports by,	-	-	169, 228, 371, 374, 389, 409, 494, 520					
Bills by,	-	123, 169, 189, 232, 364, 371, 374, 459, 535, 550						

Resolution by, -	-	-	-	-	-	-	349
Motions by, 9, 67, 88, 112, 113, 147, 169, 187, 194, 223, 232, 262,)							
283, 287, 296, 316, 317, 326, 364, 372, 399, 437, }							
459, 461, 462, 463, 480, 481, 494, 535, 550, 569, }							
						570, 582, 624, 743, }	

CHAPMAN, JACOB P.

Elected State Printer, -	-	-	-	-	-	-	368
--------------------------	---	---	---	---	---	---	-----

COMMITTEES.

Standing, -	-	-	-	-	-	-	55
Joint, -	-	-	-	-	-	-	58

COMMON SCHOOLS.

Report of Superintendent of (See Doc. Journal.)	-	-	-	61
---	---	---	---	----

COMMUNICATIONS.

From Governor, appointing Executive Messenger, -	-	11
From the Governor, transmitting the circular of the American Association for the advancement of Science, -	-	36
From the Governor, transmitting the annual report of the Trustees of the Indiana University, -	-	36
From the Auditor of State in answer to a resolution of the Senate, relative the expenses of the State Agent, -	-	30
From the Auditor of State, in answer to a similar resolution, -	-	58
From the Governor, relative to maps and field notes, -	-	107
From the Auditor of State, relative to the expense of the loan, to pay the interest on the funded debt of the State, -	-	125
From the Governor, transmitting the report of the Visitor of the State Prison, -	-	125
From the Trustees of the Wabash and Erie Canal, -	-	188
From the Auditor of State, relative to the Water rents, &c., on the Northern Division of the Central Canal, -	-	212
From the President of the Madison and Indianapolis Railroad Company, -	-	213
From the Secretary of State, in answer to a resolution of the Senate, -	-	244
From the Governor relative to Senate bill No. 121, -	-	317
From the Governor, in answer to a resolution of the Senate, -	-	368
From John R. Elder, relative to the public printing, -	-	366

From the Secretary of State, in answer to a resolution of the Senate,	-	-	-	-	-	377
From the Librarian, relative to the mathematical instruments belonging to the State,	-	-	-	-	-	491
From the Governor, transmitting the resignation of Hon. George H. Dunn,	-	-	-	-	-	527

CONDUIT, ALEXANDER B.

Attended,	-	-	-	-	-	-	-	29
Petitions by,	-	-	-	-	-	-	-	237, 262
Reports by,	-	-	-	-	-	198, 282,	457, 756	
Bills by,	-	-	-	94, 130, 282,	376, 599, 608,	609, 663		
Resolutions by,	-	-	-	-	70, 137, 240,	291, 801		
Motions by,	142, 180,	237, 262,	310, 357,	376, 458,	467, 492,	585,		
		593, 599,	608, 614,	633, 663,	664, 702,	803		

CORNETT, WILLIAM T. S.

Attended,	-	-	-	-	-	-	-	-	-
Petitions by,	-	-	-	-	-	-	29, 51, 78, 102		
Reports by,	48, 92, 127, 189, 193, 221, 238, 278, 280, 430, 417,						651, 653, 740		
Bills by,	-	-	-	-	32, 48, 127, 138, 367, 599				
Resolutions by,	-	-	-	-	79, 210, 239, 263				
Motions by,	29, 32, 36, 52, 60, 68, 75, 78, 90, 170, 174, 175, 199,				207, 212, 223, 277, 599, 724				

DAY. HENRY.

Attended,	-	-	-	-	-	-	3
Petitions by,	-	-	-	-	-	-	31
Reports by,	-	-	-	-	-	230,	285
Bills by,	-	-	-	-	-	-	491
Motions by,	-	-	-	32, 41, 78, 183, 248, 447, 471,	491		

DAWSON, REUBEN J.

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	-	59,313
Reports by,	-	264, 266, 279, 374, 425, 433, 600, 651, 653, 704, 743						
Bills by,	-	-	72, 95, 191, 232, 374, 427, 460, 534, 536, 580					
Resolutions by,	-	-	-	-	-	-	-	8,28,76
Motions by,	-	33, 34, 59, 143, 146, 192, 213, 220, 263, 292, 313,						
		349, 361, 411, 427, 460, 461, 467, 536, 580, 582,						
		583, 585, 599, 600, 620, 621, 637, 651, 652, 654,						
		710, 717, 724, 743, 793						

D

DEAF AND DUMB ASYLUM.

Report of the Superintendent and Trustees of,	-	-	61
---	---	---	----

DOLE, WILLIAM P.

Attended,	-	-	-	-	-	-	3
Reports by,	-	-	-	-	-	230, 281,	431
Bills by,	-	-	-	-	-	305, 365, 459,	532
Resolutions by,	-	-	-	-	-	-	79
Motions by,	-	33, 184, 233, 256, 305, 393, 431, 459, 470,	483				

DOORKEEPER.

Election of,	-	-	-	-	-	-	6
--------------	---	---	---	---	---	---	---

DRAKE, JAMES P.

Elected Treasurer of State,	-	-	-	-	-	62
-----------------------------	---	---	---	---	---	----

E

EDDY, NORMAN.

Attended,	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	274
Reports by,	-	-	-	-	123, 490, 499, 533, 655, 709		
Resolutions by,	-	-	-	-	-	-	123
Motions by,	-	140, 147, 148, 162, 269, 274, 294, 323, 362, 386, }					
		490, 495, 533, 570, 574, 655, 709, 730 }					

ELECTIONS.

Principal Secretary of the Senate,	-	-	-	-	4
Assistant Secretary,	-	-	-	-	5
Doorkeeper of the Senate,	-	-	-	-	6
Auditor of State,	-	-	-	-	62
Treasurer of State,	-	-	-	-	62
State Bank Director,	-	-	-	-	74

President Judge of the 5th Judicial Circuit, - - -	83
Superintendent of the New-Albany and Vincennes McAdam- ized Road, - - - - -	76
State Printer, - - - - -	368
State Agent, - - - - -	484
Commissioners for Insane Hospital, - - -	485-6-7-8-9
President Judge of the 13th Judicial Circuit, - - -	554
Agent of the Northern Division of the Cental Canal, - - -	554

ELLIS, ERASTUS W. H.

Elected Auditor of State, - - - - -	62
-------------------------------------	----

ELLIS, ABNER T.

Attended, - - - - -	41
Reports by, 88, 114, 282, 285, 411, 507, 508, 512, 514, 531, 756, 800	
Bills by, 97, 123, 135, 167, 189, 365, 411, 416, 549, 655, 710	
Resolutions by, - - - - -	129, 324
Motions by, 53, 79, 82, 88, 101, 135, 139, 146, 148, 163, 167, 178	}
197, 204, 208, 218, 219, 220, 222, 224, 241, 243,	
244, 256, 264, 270, 272, 273, 279, 286, 322, 323,	
339, 331, 348, 412, 417, 469, 472, 477, 478, 492,	
501, 508, 543, 549, 610, 634, 642, 653, 665, 697,	
702, 704, 710, 732, 733, 734, 755, 756, 787	

EMERSON, FRANK.

Elected Principal Secretary, - - - - -	4
--	---

ENGLISH, ELISHA G.

Attended, - - - - -	3
Reports by, - - - - -	196, 278, 514, 600, 704
Bills by, - - - - -	278
Motions by, 28, 32, 37, 110, 116, 128, 135, 178, 277, 324, 542,	}
633, 725, 790, 793, 803, 805	

EVANS, GEORGE.

Attended, - - - - -	3
Petitions by, - - - - -	50, 90, 135, 312, 426, 427
Reports by, - - - - -	52, 412, 457
Bills by, - - - - -	49, 231, 365, 412, 457, 606

Motions by, 28, 29, 32, 37, 51, 75, 85, 86, 89, 124, 143, 150, 203, }
 220, 226, 272, 302, 308, 323, 334, 357, 363, 370, }
 401, 470, 491, 503, 504, 576, 571, 581, 583, 590, }
 599, 609, 634, 636, 666, 699, 702, 708, 723, 729, }
 731, 756, 795, 827 }

HENDRICKS, WILLIAM JR.

Attended, - - - - - 3
 Petitions by, - - - - - 111, 203, 369
 Reports by, - - - 72, 172, 204, 299, 381, 388, 402, 521, 706
 Bills by, 51, 94, 96, 124, 231, 267, 364, 376, 405, 417, 418, 460, }
 461, 536, 607, 686 }
 Resolutions by, - - - - - 93, 286, 791
 Motions by, 125, 133, 203, 204, 247, 267, 280, 300, 301, 304, 306, }
 350, 367, 382, 402, 415, 418, 442, 456, 460 461, }
 470, 503, 536, 608, 638, 656, 686, 693, 753 }

HERROD, WILLIAM.

Attended, - - - - - 3
 Petitions by, - - - - - 170, 171, 274, 326
 Reports by 49, 114, 172, 198, 206, 225, 297, 298, 315, 526, 604, }
 639, 640 }
 Bills by, - - - - - 40, 63, 94, 365, 581, 739, 792
 Resolutions by, - - - - - 122, 193
 Motions by, 40, 60, 63, 134, 142, 170, 171, 193, 199, 217, 225, 247, }
 274, 326, 397, 471, 489, 519, 581, 604, 609, 685, }
 705, 739, 792 }

HOLLOWAY, DAVID P.

Attended, - - - - - 4
 Petitions by, - - - - - 111, 150, 192, 449, 599
 Reports by, - - - - - 191, 240, 278, 374, 708
 Bills by, - 11, 49 62, 72, 94, 124, 192, 374, 376, 418, 523
 Resolutions by, - - - - - 239, 240, 548
 Motions by. 14, 30, 38, 48, 58, 63, 72, 75, 86, 98, 100, 107, 108, }
 137, 142, 150, 163, 193, 245, 268, 269, 270, 303, }
 339, 352, 366, 392, 393, 395, 397, 418, 421, 449, }
 483, 523, 559, 575, 582, 599, 610, 611, 612, 642, }
 708, 724, 727, 798 }

Reports by,	-	-	-	78, 259, 265, 281, 370, 372, 409, 708
Bills by,	-	-	-	123, 260, 265, 409, 416, 438, 459
Resolutions by,	-	-	-	- 260
Motions by	-	-	-	148, 237, 238, 260, 267, 381, 438, 459, 471

JUDGES.

William W. Wick elected President Judge of the 5th judicial circuit,	-	-	-	-	-	-	-	83
William M. McCarty, elected President Judge of the 13th judicial circuit,	-	-	-	-	-	-	-	554

K.

KINNARD, THOMAS.

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	-	91, 203, 427
Reports by,	-	-	-	-	-	-	-	105, 283, 490
Bills by,	-	-	-	-	-	-	-	283, 459, 490, 464
Motions by,	-	-	-	-	-	-	-	91, 203, 427, 459, 490, 664

L.

LANE, JAMES H.

Takes the oath of office as Lieutenant Governor,	-	-	-	-	-	-	-	41
Address of,	-	-	-	-	-	-	-	47

LIBRARIAN.

Report of,	-	-	-	-	-	-	-	62
------------	---	---	---	---	---	---	---	----

LYON, ROBERT W.

Attended,	-	-	-	-	-	-	-	4
Petition by,	-	-	-	-	-	-	-	39
Reports by,	49, 121, 164, 218, 223, 298, 330, 332, 386, 481, 482,	516, 517, 519, 524, 542, 544, 646, 667, 743, 782)						
Bills by,	-	-	-	49, 51, 73, 124, 131, 241, 535, 536, 612				

Resolutions by,	-	-	-	-	-	110, 239
Motions by,	39, 63, 127, 129, 141, 236, 253, 258, 271, 297, 430, } 441, 454, 502, 517, 518, 536, 599, 605, 618, 674, } 723 }					

M.

MALOTT, MICHAEL A.

Attended,	-	-	-	-	-	-	3
Reports by,	-	-	-	-	-	-	402, 756
Motions by,	-	-	-	-	-	-	34, 402

MARTIN, D.

Attended,	-	-	-	-	-	-	3
Petition by,	-	-	-	-	-	-	29
Reports by,	-	-	-	-	-	105, 172, 262	
Bill by,	-	-	-	-	-	-	62
Resolutions by,	-	-	-	-	-	-	14, 229
Motions by,	-	-	-	29, 32, 34, 62, 83, 87, 130, 129, 290			

MAY, ALLEN.

Elected Agent of State,	-	-	-	-	-	-	434
-------------------------	---	---	---	---	---	---	-----

McCARTY, NICHOLAS.

Attended,	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	53, 71, 111, 312, 367	
Reports by,	53, 126, 222, 278, 280, 281, 331, 332, 412, 455, 518, } 520, 521, 530, 546, 591, 592 }						
Bills by,	13, 51, 126, 257, 287, 305, 365, 412, 490, 534, 609, 709						
Resolutions by,	-	-	-	-	-	-	51, 553
Motions by,	53, 54, 71, 165, 236, 280, 312, 367, 398, 469, 470, } 472, 534, 588, 605, 697, 709, 710, 803 }						

McCARTY, WILLIAM M.

Elected President Judge of the 13th Judicial Circuit,	-	-	-	-	-	-	554
---	---	---	---	---	---	---	-----

McCLELLAND, BEATTIE.

Elected Assistant Secretary of the Senate, - - - 5

MESSICK, JOSEPH A.

Elected Doorkeeper, - - - - - 6

MESSAGES.

From the Governor, 101, 122, 259, 261, 365, 366, 419, 631, 689,
748, 810, 829

From the House of Representatives, 8, 12, 13, 13, 13, 14, 15, 28,
34, 35, 39, 40, 41, 50, 52, 52, 53, 59, 60, 61, 73, 74, 75,
75, 75, 77, 82, 82, 87, 88, 92, 101, 102, 106, 111, 111,
148, 149, 170, 171, 179, 179, 181, 183, 184, 184, 184,
185, 185, 213, 214, 217, 235, 236, 249, 249, 249, 249,
252, 253, 253, 259, 260, 268, 274, 275, 288, 303, 307,
316, 317, 340, 341, 342, 343, 344, 351, 353, 354, 355,
356, 363, 368, 379, 380, 401, 418, 420, 421, 448, 449,
465, 479, 480, 484, 491, 502, 539, 540, 541, 543, 553,
556, 557, 558, 559, 560, 564, 565, 568, 586, 589, 590,
595, 596, 597, 598, 623, 624, 625, 629, 630, 656, 659,
660, 661, 662, 677, 678, 681, 692, 711, 720, 721, 737,
744, 749, 750, 751, 752, 772, 773, 776, 777, 778, 780,
782, 783, 784, 792, 793, 794, 798, 799, 800, 802, 804,
806, 807, 808, 809, 810, 811, 813, 816, 817, 819, 820,
827.

MILLER, SMITH

Attended, - - - - - 3

Petitions by, - - - - - 31, 32, 377, 362

Reports by, 39, 103, 114, 121, 218, 222, 224, 238, 280, 331, 386,
395, 454, 456, 457, 552, 648, 650, 674, 705, 741, 781,
794, 827

Bills by, - - - 70, 81, 93, 131, 461, 608, 654, 656

Resolutions by, - - - 168, 814, 819

Motions by, 4, 31, 35, 39, 55, 58, 69, 79, 87, 96, 98, 140, 143, 168,
170, 174, 192, 202, 212, 253, 255, 268, 269, 300,
323, 324, 339, 377, 391, 428, 441, 461, 464, 480,
493, 538, 541, 558, 559, 586, 587, 596, 608, 621,
623, 634, 638, 654, 656, 658, 693, 717, 732, 737,
772, 776, 777, 789, 803, 804, 814

MILLIKIN, JAMES P.

Attended, -	-	-	-	-	-	-	4
Petitions by, -	-	91, 102, 135, 273, 296, 380, 481, 542, 543					
Reports by, -	217, 222, 280, 330, 408, 482, 515, 519, 533, 545, 577,					650, 665, 739	
Bills by, -	48, 94, 95, 138, 189, 301, 364, 408, 418, 460, 537, 550,					580, 623	
Resolutions by, -	-	-	-	-	29, 70, 78, 93, 192, 300		
Motions by, -	6, 7, 10, 32, 34, 36, 37, 50, 57, 83, 93, 102, 108, 113,						
		128, 135, 142, 143, 189, 215, 226, 251, 274, 301, 302,					
		312, 313, 332, 364, 381, 424, 425, 460, 481, 498, 537,					
		543, 550, 578, 580, 614, 623, 659, 722, 754					

MONTGOMERY, WILLIAM G.

Attended, -	-	-	-	-	-	-	4
Petitions by, -	-	-	-	-	171, 254, 274, 577		
Reports by, -	-	-	299, 396, 434, 528, 532, 579, 805				
Bills by, -	-	-	-	-	80, 655, 755		
Resolutions by, -	-	-	-	-	37, 123, 140, 801		
Motions by, -	9, 34, 97, 98, 140, 171, 174, 178, 188, 196, 254, 274,						
		289, 292, 299, 378, 391, 414, 437, 477, 478, 507,					
		511, 577, 579, 655, 677, 755, 787, 788, 796, 797					

MORGAN, JAMES.

Attended, -	-	-	-	-	-	-	102
Petitions by, -	-	-	-	-	-	381, 503	
Reports by, -	-	-	-	-	-	402, 603	
Bills by, -	-	-	-	-	-	415, 438	
Motions by, -	-	216, 381, 402, 404, 441, 464, 503, 583, 586					

MORRISON, JOHN I.

Attended, -	-	-	-	-	-	-	4
Petitions by, -	-	-	-	-	-	29, 77, 695	
Reports by, -	176, 203, 229, 375, 382, 393, 429, 455, 489, 504, 512,						
		527, 578, 560, 639, 649, 653, 696, 703, 730					
Bills by, -	-	-	-	11, 232, 267, 364, 535, 622			
Resolutions by, -	-	-	14, 40, 73, 93, 254, 434, 654, 768, 802				
Motions by, -	11, 29, 33, 61, 77, 149, 169, 182, 232, 256, 266, 267,						
		271, 276, 314, 364, 441, 455, 470, 607, 622, 633,					
		695, 709, 725, 767, 768, 791, 797					

N.

NEW ALBANY AND VINCENNES TURNPIKE.

Superintendent of elected,	-	-	-	-	-	76
----------------------------	---	---	---	---	---	----

NORTHERN DIVISION OF THE CENTRAL CANAL.

Agent of elected,	-	-	-	-	-	554
-------------------	---	---	---	---	---	-----

O.

OATHS.

Oath of office administered to Senators,	-	-	-	4
Oath of office administered to Governor and Lieutenant Governor elect,	-	-	-	41

ODELL, JOHN W.

Attended,	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	262
Reports by,	-	-	-	-	-	227, 265, 578, 802	
Bills by,	11, 80, 123, 124, 130, 232, 241, 287, 301, 415, 490, 535,					581, 609, 709	
Resolution by,	-	-	-	-	-	-	171
Motions by,	11, 53, 130, 148, 171, 185, 187, 220, 241, 262, 351,					415, 490, 511, 535, 538, 581, 585, 595, 609, 709,	
						754, 802	

OFFICERS.

Of the Senate elected,	-	.	-	-	3, 4, 5, 6
------------------------	---	---	---	---	------------

ORGANIZATION OF THE SENATE,	-	-	3, 4, 5, 6
-----------------------------	---	---	------------

PARKS, PARMENTER M.

Elected State Bank Director, - - - - - 74

PETITIONS, MEMORIALS, AND REMONSTRANCES.

Mr. Teegarden, of William Andrews and others,	-	-	29
Mr. Cornett, of Levonia Wilkerson,	-	-	29
Mr. Walpole, of Spicer Jones and others,	-	-	29
Mr. Morrison, of Elijah Driskill and others,	-	-	29
Mr. Martin, of George Laterer,	-	-	29
Mr. Lyon, of Joseph Restine and others,	-	-	39
Mr. Day, of Alfred Wilcox and others,	-	-	41
Mr. Hubbard, of the President and Directors of the Rushville and Shelbyville Rail Road Company,	-	-	48
Mr. Evans, sundry citizens of Henry county,	-	-	50
Mr. Cornett, of John Klouter,	-	-	51
Mr. McCarty, of Hugh O'Neal and others,	-	-	53
Mr. Randall, of Anthony F. Yager,	-	-	54
Mr. Dawson, of George Donaldson and others,	-	-	59
Mr. James, of sundry citizens of Posey county,	-	-	61
Mr. McCarty, of the President of the Indianapolis and Bellefontaine Rail Road Company,	-	-	71
Mr. McCarty, of Samuel Henderson,	-	-	71
Mr. Read, of Benjamin Fuller and others,	-	-	77
Mr. Morrison, of Nathaniel Stevens and others,	-	-	77
Mr. Woods, of Sibel R. Deckernon,	-	-	77
Mr. Cornett, of Elijah Stark,	-	-	78
Mr. Hanna, of sundry citizens of Clay county,	-	-	78
Mr. Reid, of Waller Edgerton, for the society of friends,	-	-	90
Mr. Evans, of sundry citizens of Henry county,	-	-	80
Mr. Brugh, of sundry citizens of Randolph county,	-	-	91
Mr. Millikin, of citizens of Dearborn county,	-	-	91
Mr. Kinnard, of the Delphi and Frankfort Plank Road Company,	-	-	91
Mr. Cornett, of citizens of Dearborn and Ripley counties,	-	-	102
Mr. Millikin, on the subject of the license laws,	-	-	102
Mr. Sleeth, on the same subject,	-	-	102
Mr. Woods, of citizens of Switzerland county,	-	-	103
Mr. Reid, of the White Water Valley Canal Company,	-	-	103
Mr. Hendricks, of Samuel E. Hatcher,	-	-	111
Mr. McCarty, of the Fire Engine Company of Marion county,	-	-	111
Mr. Holleway, for the relief of Delilia and Sylvester Conklin,	-	-	111
Mr. Sleeth, a temperance memorial,	-	-	111
Mr. Brugh, of R. R. Welby and others,	-	-	125

Mr. Millikin, of George Connor,	-	-	-	135
Mr. Buckles, of John Crow and others,	-	-	-	149
Mr. Buckles, of Alexander Davis and others,	-	-	-	149
Mr. Woods, of citizens of Switzerland county,	-	-	-	150
Mr. Holloway, a temperance memorial,	-	-	-	150
Mr. Harvey, of James Wright and others,	-	-	-	150
Mr. Berry, of citizens of Franklin county,	-	-	-	150
Mr. Buckles, of citizens of Delaware county,	-	-	-	150
Mr. Herod, a temperance memorial,	-	-	-	170
Mr. Herod, of Joseph Hiner and others,	-	-	-	170
Mr. Herod, of John B. Morledge and others,	-	-	-	170
Mr. Montgomery, of James Rowland and others,	-	-	-	171
Mr. Read, of the councilmen of the city of Jeffersonville,	-	-	-	192
Mr. Reid, a temperance memorial,	-	-	-	193
Mr. Holloway, a memorial of the colonization society,	-	-	-	193
Mr. Walpole, of citizens of Madison county,	-	-	-	193
Mr. Reid, of citizens of Indiana,	-	-	-	193
Mr. Harvey, of John E. Johnson and others,	-	-	-	203
Mr. Hendricks, of Nancy C. Barrow,	-	-	-	203
Mr. Kinnard, of citizens of Indiana,	-	-	-	203
Mr. Conduit, of citizens of Morgan and Owen counties,	-	-	-	237
Mr. James, of citizens of Vanderburgh and Posey counties,	-	-	-	237
Mr. Garver, a temperance memorial,	-	-	-	237
Mr. James, of citizens of Posey county,	-	-	-	237
Mr. Garver, of John Green, of Tipton county,	-	-	-	238
Mr. Reid, of citizens of Indiana,	-	-	-	254
Mr. Montgomery, of citizens of Warren county,	-	-	-	254
✓ Mr. Reid, of citizens of Henry county,	-	-	-	261
Mr. Conduit, of citizens of Morgan county,	-	-	-	262
Mr. Odell, in relation to interest on money,	-	-	-	262
Mr. Cassatt, of citizens of Wabash county,	-	-	-	262
Mr. Millikin, of citizens of Dearborn county,	-	-	-	273
Mr. Herod, of citizens of Jennings county,	-	-	-	274
Mr. Eddy, a temperance memorial,	-	-	-	274
Mr. Hamrick, a temperance memorial,	-	-	-	274
Mr. Sleeth, a temperance memorial,	-	-	-	274
Mr. Montgomery, of citizens of Warren county,	-	-	-	274
Mr. Winstandley, of citizens of New Albany,	-	-	-	295
Mr. Walker, relative to a state road,	-	-	-	296
Mr. Walker, of citizens of Cass county,	-	-	-	296
Mr. Cassatt, of citizens of Indiana,	-	-	-	296
Mr. Buckles, of S. Hannah, G. Sample, and other ladies,	-	-	-	296
✓ Mr. Millikin, a temperance remonstrance,	-	-	-	296
Mr. Millikin, a temperance memorial,	-	-	-	296
Mr. Buckles, a temperance memorial,	-	-	-	296
Mr. Garver, for the incorporation of Noblesville,	-	-	-	297
Mr. Hamrick, of citizens of Parke, Putnam, and Montgomery counties,	-	-	-	305
Mr. Evans, a temperance memorial,	-	-	-	312

Mr. Houghton, of citizens of Daviess and Martin counties,	-	312
Mr. McCarty, of citizens of Indianapolis,	-	312
Mr. Graham, of E. E. Robinson and others,	-	312
Mr. Graham, of Asa Ileheart and others,	-	312
Mr. Dawson, of citizens of DeKalb county,	-	313
Mr. Buckles, of citizens of Delaware and Henry counties,	-	313
Mr. Read, of citizens of Clark county,	-	313
Mr. Buckles, of citizens of Delaware county,	-	313
Mr. Garver, a temperance remonstrance,	-	326
Mr. Cassatt, a temperance remonstrance,	-	326
Mr. Herod, of Reason W. Prather,	-	326
Mr. McCarty, a temperance memorial,	-	367
Mr. Garver, of Urban McKinney and others,	-	367
Mr. Hendricks, of Irena M. Judkins,	-	367
Mr. Millikin, of citizens of Dearborn county,	-	380
Mr. Morgan, a temperance memorial,	-	381
Mr. James, of Thomas E. Garvin and another,	-	381
Mr. Adams, of citizens of Monroe county,	-	381
Mr. Garver, of citizens of Tipton county,	-	381
Mr. Adams, of citizens of Monroe county,	-	402
Mr. Morgan, a temperance memorial,	-	402
Mr. Hendricks, a temperance memorial,	-	402
Mr. Houghton, of Peter Helphenstine,	-	402
Mr. Malott, of citizens of Lawrence county,	-	402
Mr. Evans, for a state road,	-	426
Mr. Rousseau, of citizens of Owen county,	-	426
Mr. Evans, of citizens of Indiana,	-	427
Mr. Garver, on the subject of the black laws,	-	427
Mr. Garver, of citizens of Tipton county,	-	427
Mr. Kinnard, of citizens of Carroll and Cass counties,	-	427
Mr. Holloway, of citizens of Wayne county,	-	449
Mr. Millikin, of John Goff and others,	-	481
Mr. Walpole, of citizens of Henry county,	-	481
Mr. Cassatt of citizens of Wabash county,	-	481
Mr. Buckles of citizens of Delaware county,	-	503
Mr. Morgan temperance memorial,	-	503
Mr. Harvey of Hiram Hunt and others,	-	503
Mr. Harvey of Hiram Hunt and others,	-	504
Mr. Millikin of citizens of Dearborn county,	-	542
Mr. Millikin relative to a McAdamized road,	-	543
Mr. Millikin of P. L. Spooner, of Dearborn county,	-	543
Mr. Montgomery of citizens of White county,	-	577
Mr. Holloway relative to a certain turnpike company,	-	599
Mr. Harvey of Daniel Ferguson and others,	-	599
Mr. Miller of citizens of Knox county,	-	631
Mr. Harvey of citizens of Hendricks county,	-	666
Mr. Hendricks of citizens of Hendricks and Marion counties,	-	666
Mr. Harvey of Alexander North and others,	-	723

P

PORTER, WILLIAM A.

Attended,	-	-	-	-	-	-	-	3
Petition by,	-	-	-	-	-	-	-	54
Reports by,	115, 117, 120, 125, 136, 205, 227, 411, 514, 531, 532, 590							
Bills by,	-	-	11, 63, 81, 232, 257, 364, 365, 375, 461, 655					
Resolutions by,	-	-	-	-	-	-	11, 827	
Motions by,	-	5, 8, 11, 13, 33, 37, 51, 54, 60, 89, 98, 121, 183, 190, {						
			233, 257, 376, 399, 461, 476, 591, 655 }					

R

RANDALL, FRANKLIN P.

Attended,	-	-	-	-	-	-	-	3
Petitions by,	-	-	-	-	-	-	-	54
Reports by,	115, 117, 120, 125, 136, 205, 227, 411, 514, 531, 532, 590							
Bills by,	-	-	11, 63, 81, 232, 257, 364, 365, 375, 461, 655					
Resolutions by,	-	-	-	-	-	-	-	11
Motions by,	-	5, 8, 11, 13, 33, 37, 51, 54, 60, 89, 98, 121, 183, 190, {						
			233, 257, 376, 399, 461, 476, 591, 655 }					

READ, JAMES G.

Attended,	-	-	-	-	-	-	-	3
Petitions by,	-	-	-	-	-	-	-	77, 192
Reports by,	-	-	-	-	-	-	127, 226, 805	
Bills by,	-	-	-	54, 72, 266, 287, 437, 549, 609				
Resolution by,	-	-	-	-	-	-	-	738
Motions by,	-	77, 83, 100, 193, 217, 245, 251, 255, 266, 267, 279, {						
			289, 292, 295, 321, 357, 363, 382, 392, 447, 525, {					
			549, 567, 585, 609, 695, 696, 706, 732, 736, 796 }					

Read READ, JOHN S.

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	90, 103, 193, 254, 261			
Reports by,	-	71, 77, 115, 116, 136, 152, 169, 208, 229, 315, 327, {						
			334, 373, 382, 430, 458, 513, 536, 544, 646, 672 }					
Bills by,	-	13, 35, 40, 49, 62, 81, 130, 169, 240, 266, 267, 287, {						
			327, 339, 375, 437, 549, 551, 622 }					
Resolutions by,	-	-	-	70, 72, 78, 80, 93, 110, 230, 266				

Motions by,	-	35, 62, 90, 103, 106, 128, 169, 193, 194, 215, 219,	}
		229, 240, 261, 266, 267, 271, 287, 348, 378, 380,	
		397, 437, 447, 463, 464, 470, 536, 549, 550, 551,	
		602, 617, 622, 656, 667, 673, 704, 731	

REPORTS FROM STANDING COMMITTEES.

ELECTIONS.

By Mr. Holloway, on Senate bill No. 33,	-	-	-	91
By Mr. Adams, on Senate bill No. 108,	-	-	-	276
By Mr. Holloway, on Senate joint resolution,	-	-	-	278
By Mr. Montgomery, on bill No. 60,	-	-	-	532

FINANCE.

By Mr. Ellis, on Senate bill No. 52,	-	-	-	88
By Mr. Garver, on Senate bill No. 39,	-	-	-	112
By Mr. Garver, on a resolution of the Senate,	-	-	-	113
By Mr. Hendricks, on resolution of the Senate,	-	-	-	172
By Mr. Martin, on resolution of the Senate,	-	-	-	172
By Mr. Garver, on resolution of the Senate,	-	-	-	172
By Mr. Morrison on House bill No. 70,	-	-	-	203
By Mr. Hendricks, on resolution of the Senate,	-	-	-	204
By Mr. Garver, on Senate bill No. 114,	-	-	-	204
By Mr. Dole, on Senate bill No. 159,	-	-	-	281
By Mr. Garver, on petition of citizens of Cass county,	-	-	-	326
By Mr. Garver, on Senate bill No. 185,	-	-	-	449
By Mr. Garver, on petition of John Tumble and others,	-	-	-	450
By Mr. Garver, on petitions of citizens of Jennings county,	-	-	-	450
By Mr. Morrison, on communication of auditor of State,	-	-	-	504
By Mr. Garver, on House bill No. 137,	-	-	-	528
By Mr. Garver, on resolution of the Senate,	-	-	-	531
By Mr. Garver, on Senate bill No. 301,	-	-	-	533
By Mr. Garver, on Senate bill No. 406,	-	-	-	632
By Mr. Garver, on Senate bill No. 360,	-	-	-	633
By Mr. Winsteadly, on Senate bill No. 352,	-	-	-	633
By Mr. Hendricks, on Senate bill No. 344,	-	-	-	639
By Mr. Morrison, on Senate joint resolution No. 329,	-	-	-	639
By Mr. Winsteadly, on Senate bill No. 333,	-	-	-	695
By Mr. Morrison, on House bill No. 325,	-	-	-	696
By Mr. Winsteadly, on Senate bill, No. 408,	-	-	-	696
By Mr. Garver, on House bill No. 145,	-	-	-	697
By Mr. Read, on Senate bill No. 333,	-	-	-	705
By Mr. Morrison, on resolution of the Senate,	-	-	-	730

JUDICIARY.

By Mr. Buckles, on Senate bill No. 37,	-	-	-	91
By Mr. Harvey, on Senate bill No. 24, -	-	-	-	92
By Mr. Hanna, on Senate bill No. 43, -	-	-	-	114
By Mr. Herod, on Senate bill No. 55, -	-	-	-	114
By Mr. Ellis, reporting Senate bill No. 96,	-	-	-	114
By Mr. Hamrick, on Senate bill No. 45,	-	-	-	114
By Mr. Randall, on Senate bill No. 62,	-	-	-	115
By Mr. Reid, on Senate bill No. 63, -	-	-	-	115
By Mr. Harvey, on Senate bill No. 47, -	-	-	-	115
By Mr. Reid, on resolution of the Senate,	-	-	-	116
By Mr. Harvey on resolution of the Senate,	-	-	-	116
By Mr. Hanna, on Senate bill No. 36, -	-	-	-	117
By Mr. Randall, on resolution of the Senate,	-	-	-	117
By Mr. Buckles, on resolution of the Senate,	-	-	-	118
By Mr. Buckles, on resolution of the Senate,	-	-	-	118
By Mr. Buckles, on resolution of the Senate,	-	-	-	118
By Mr. Sleeth, on Senate bill No. 41, -	-	-	-	119
By Mr. Buckles, on Senate bill No. 34,	-	-	-	127
By Mr. Randall, on a resolution of the Senate,	-	-	-	136
By Mr. Reid, on a resolution of the Senate,	-	-	-	136
By Mr. Buckles, on a resolution of the Senate,	-	-	-	150
By Mr. Sleeth, on Senate bill No. 65, -	-	-	-	151
By Mr. Buckles on Senate bills Nos. 59, and 60,	-	-	-	172
By Mr. Herod, on a resolution of the Senate,	-	-	-	173
By Mr. Hanna, reporting Senate bill No. 134, -	-	-	-	173
By Mr. Randall, on resolution of the Senate,	-	-	-	205
By Mr. Buckles, on Senate bill No. 123,	-	-	-	205
By Mr. Hanna, on Senate bill No. 78, -	-	-	-	205
By Mr. Herod, on Senate bill No. 88, -	-	-	-	206
By Mr. Sleeth, on Senate bill No. 91, -	-	-	-	206
By Mr. Rousseau, on Senate bill No. 84,	-	-	-	206
By Mr. Reid, on Senate bill No. 70, -	-	-	-	208
By Mr. Buckles, on Senate bill No. 111,	-	-	-	215
By Mr. Buckles, on petition of Abraham Huff, et. al,	-	-	-	297
By Mr. Herod, on Senate bill No. 175, -	-	-	-	297
By Mr. Buckles, on Senate bill No. 94,	-	-	-	298
By Mr. Herod, on Senate bill No. 162, -	-	-	-	298
By Mr. Buckles, on Senate bill No. 186,	-	-	-	313
By Mr. Herod, on Senate bill No. 158, -	-	-	-	314
By Mr. Herod, on Senate bill No. 211,	-	-	-	314
By Mr. Herod, on a resolution of the Senate,	-	-	-	314
By Mr. Sleeth, on petition relating to interest, -	-	-	-	315
By Mr. Reid, on Senate bill No. 140, -	-	-	-	315
By Mr. Reid on resolution of the Senate,	-	-	-	327
By Mr. Sleeth, on resolution of the Senate,	-	-	-	327
By Mr. Buckles, on House bill No. 32, -	-	-	-	327

By Mr. Buckles, on Senate bill No. 136,	-	-	- 328
By Mr. Sleeth, on the petition of William Buzan,	-	-	- 328
By Mr. Buckles, on resolution of the Senate,	-	-	- 367
By Mr. Reid, reporting bill No. 166,	-	-	- 382
By Mr. Buckles, on Senate bill No. 186,	-	-	- 383
By Mr. Walpole, on Senate bill No. 189,	-	-	- 428
By Mr. Buckles, on Senate bill No. 231,	-	-	- 428
By Mr. Harvey, on House bill No. 252,	-	-	- 428
By Mr. Buckles, on House bill No. 6,	-	-	- 429
By Mr. Buckles, on Senate bill No. 182,	-	-	- 429
By Mr. Buckles, on Senate bill No. 213,	-	-	- 429
By Mr. Walpole, on Senate bill, No. 295,	-	-	- 450
By Mr. Lyon, on Senate bill No. 146,	-	-	- 481
By Mr. Buckles, on House bill No. 43,	-	-	- 506
By Mr. Buckles, on House bill No. 157,	-	-	- 506
By Mr. Harvey, on Senate bill No. 306,	-	-	- 506
By Mr. Walpole, on a House bill,	-	-	- 506
By Mr. Ellis, on House bill No. 188,	-	-	- 507
By Mr. Harvey, on House bill No. 13,	-	-	- 507
By Mr. Buckles, on Senate bill No. 585,	-	-	- 507
By Mr. Buckles, on House bill No. 153,	-	-	- 508
By Mr. Ellis, on Senate bill No. 219,	-	-	- 508
By Mr. Ellis, on Senate bill No. 286,	-	-	- 508
By Mr. Harvey, on House bill No. 155,	-	-	- 509
By Mr. Buckles, on House bill No. 50,	-	-	- 509
By Mr. Harvey, on House bill No. 33,	-	-	- 509
By Mr. Buckles, on Senate bill No. 284,	-	-	- 509
By Mr. Harvey, on Senate bill No. 239,	-	-	- 510
By Mr. Buckles, on Senate bill No. 320,	-	-	- 510
By Mr. Walpole, on Senate bill No. 241,	-	-	- 510
By Mr. Harvey on Senate bill No. 212,	-	-	- 510
By Mr. Walpole, on House bill No. 129,	-	-	- 512
By Mr. Walpole, on House bill No. 132,	-	-	- 512
By Mr. Ellis, on Senate bill No. 222,	-	-	- 512
By Mr. Reid, on resolution of the Senate,	-	-	- 537
By Mr. Harvey, on petition of citizens of Lawrence county,	-	-	- 577
By Mr. Buckles, on Senate bill No. 366,	-	-	- 639
By Mr. Herod, on Senate bill No. 384,	-	-	- 639
By Mr. Harvey, on House bill No. 462,	-	-	- 640
By Mr. Harvey, on House bill No. 259,	-	-	- 640
By Mr. Herod, on House bill No. 236,	-	-	- 640
By Mr. Herod, on House bill No. 123,	-	-	- 640
By Mr. Buckles, on Senate bill No. 334,	-	-	- 641
By Mr. Harvey, on Senate bill No. 332,	-	-	- 641
By Mr. Buckles, on House bill No. 235,	-	-	- 641
By Mr. Buckles, on House bill No. 324,	-	-	- 641
By Mr. Buckles, on Senate resolution,	-	-	- 666
By Mr. Buckles, on House bill No. 332,	-	-	- 697
By Mr. Walpole, on House bill No. 697,	-	-	- 697

By Mr. Sleeth, on Senate bill No. 403, -	-	-	- 698
By Mr. Buckles, on House bill No. 383, -	-	-	- 699
By Mr. Buckles, on House bill No. 276, -	-	-	- 699
By Mr. Buckles, on House bill No. 277, -	-	-	- 699
By Mr. Buckles, on House bill No. 281, -	-	-	- 700
By Mr. Buckles, on House bill No. 224, -	-	-	- 700
By Mr. Buckles, on Senate bill No. 421, -	-	-	- 700
By Mr. Buckles, on Senate bill No. 401, -	-	-	- 700
By Mr. Buckles, on House bill No. 287, -	-	-	- 701
By Mr. Buckles, on House bill No. 385, -	-	-	- 701
By Mr. Buckles, on Senate bill No. 350, -	-	-	- 701
By Mr. Buckles, on Senate bill No. 358, -	-	-	- 702
By Mr. Buckles, on House bill No. 422, -	-	-	- 702
By Mr. Sleeth, on House bill No. 256, -	-	-	- 703
By Mr. Sleeth, on Senate bill No. 399, -	-	-	- 703
By Mr. Buckles, on Senate bill No. 391, -	-	-	- 723
By Mr. Sleeth, on House bill No. 489, -	-	-	- 725
By Mr. Sleeth, on joint resolution No. 342, -	-	-	- 726
By Mr. Sleeth, on Senate bill No. 220, -	-	-	- 726
By Mr. Buckles, on Senate bill No. 248, -	-	-	- 740

FEDERAL RELATIONS.

By Mr. Berry, on House joint resolution, -	-	-	- 119
By Mr. Berry, on Senate joint resolution, -	-	-	- 173
By Mr. Berry, on a certain petition, -	-	-	- 543
By Mr. Lyon, on Senate bill No. 57, -	-	-	- 544
By Mr. Reid, on Senate bill No. 50, -	-	-	- 544
By Mr. Graham, on Senate bill No. 100, -	-	-	- 544
By Mr. Lyon, on House joint resolution No. 220, -	-	-	- 544
By Mr. Lyon, on Senate and House joint resolutions, -	-	-	- 667
By Mr. Reid, on same, -	-	-	- 672
By Mr. Lyon, on House joint resolution No. 88, -	-	-	- 743

EDUCATION.

By Mr. Rousseau, on resolutions of the Senate, -	-	-	- 174
By Mr. Harvey, on the petition of Horace S. Cooper, -	-	-	- 175
By Mr. Woods, on Senate bill No. 62, -	-	-	- 175
By Mr. Morrison, on resolution of the Senate, -	-	-	- 176
By Mr. Eddy, on a resolution of the Senate, -	-	-	- 176
By Mr. Cornett, on a certain memorial, -	-	-	- 194
By Mr. Morrison, on report of the Superintendent of Common Schools, -	-	-	- 229
By Mr. Reid, on resolutions of the Senate, -	-	-	- 229
By Mr. Cornett, on resolutions of the Senate, -	-	-	- 238
By Mr. Morrison, on Senate bill No. 161, -	-	-	- 375

By Mr. Hendricks, on House bill No. 22,	-	-	- 381
By Mr. Morrison, on Senate bill No. 145,	-	-	- 382
By Mr. Morrison, on Senate bill No. 170,	-	-	- 429
By Mr. Harvey, on Senate bill No. 198,	-	-	- 430
By Mr. Cornett, on Senate bill No. 175,	-	-	- 430
By Mr. Reid, on resolution of the Senate,	-	-	- 430
By Mr. Morrison, on Senate bill No. 212,	-	-	- 489
By Mr. Morrison, on House bill No. 173,	-	-	- 512
By Mr. Reid, on Senate bill No. 325,	-	-	- 513 ^{4m}
By Mr. Woods, on petitions of citizens of Wabash county,	-	-	- 513
By Mr. Morrison, on House bill No. 440,	-	-	- 578
By Mr. Morrison, on House bill No. 377,	-	-	- 600
By Mr. Morrison, on Senate bill No. 339,	-	-	- 649
By Mr. Morrison, on House bill No. 487,	-	-	- 653
By Mr. Morrison, on Senate bill No. 416,	-	-	- 703

CANALS AND INTERNAL IMPROVEMENTS.

By Mr. Reid, on Senate bill No. 70,	-	-	- 152
By Mr. Hanna, minority report in same,	-	-	- 158

AFFAIRS OF THE TOWN OF INDIANAPOLIS.

By Mr. McCarty, on Senate bill No. 189,	-	-	
---	---	---	--

CLAIMS.

By Mr. English, on Senate bill No. 79,	-	-	- 196
By Mr. English, reporting Senate bill No. 201,	-	-	- 278
By Mr. Dawson, reporting Senate bill No. 202,	-	-	- 279
By Mr. Read, on Senate bill No. 149,	-	-	- 279
By Mr. English, on Senate bill No. 316,	-	-	- 514
By Mr. English, on the petition of George Conner,	-	-	- 600
By Mr. English, on Senate bill No. 396,	-	-	- 704

STATE PRISON.

By Mr. Montgomery, on House bill No. 305,	-	-	- 396
By Mr. Evans, reporting Senate bill No. 272,	-	-	- 412

STATE LIBRARY.

By Mr. Randall, on Senate bill No. 53,	-	-	- 120
By Mr. Randall, on House bill No. 125,	-	-	- 514
By Mr. Herod, on House bill No. 300, -	-	-	- 604

STATE BANK.

By Mr. Dawson, on reports of State Bank and branches,	-	-	- 600
By Mr. Dawson, on report of Sinking Fund Commissioners,	-	-	- 704

MANUFACTURES.

By Mr. Ellis, in relation to a geological survey of the State,	-	-	- 411
By Mr. Eddy, on Senate bill No. 318, -	-	-	- 514
By Mr. Ellis, on Senate bill No. 283, -	-	-	- 514

CORPORATIONS.

By Mr. Miller, on Senate bill No. 14, -	-	-	- 103
By Mr. Miller, on House bill No. 73, -	-	-	- 103
By Mr. Miller, on Senate bill No. 77, -	-	-	- 104
By Mr. Hubbard, on Senate bill No. 22,	-	-	- 120
By Mr. Miller, on Senate bill No. 42, -	-	-	- 121
By Mr. Berry, on Senate bill No. 66, -	-	-	- 121
By Mr. Lyon, on a resolution of the Senate,	-	-	- 121
By Mr. Lyon, on Senate bill No. 121,	-	-	- 164
By Mr. Cornett, on Senate bill No. 83,	-	-	- 189
By Mr. Hanna, on Senate bill No. 40,	-	-	- 197
By Mr. Harvey, on Senate bill No. 93,	-	-	- 204
By Mr. Hubbard, on Senate bill No. 92,	-	-	- 215
By Mr. Millikin, on Senate bill No. 85,	-	-	- 217
By Mr. Lyon, on Senate bill No. 138,	-	-	- 218
By Mr. Miller, on House bill No. 73, -	-	-	- 218
By Mr. Cornett, on Senate bill No. 59,	-	-	- 221
By Mr. Hubbard, on Senate bill No. 107,	-	-	- 221
By Mr. McCarty, on Senate bill No. 105,	-	-	- 222
By Mr. Berry, on House bill No. 24, -	-	-	- 222
By Mr. Miller, on Senate bill No. 7, -	-	-	- 222
By Mr. Millikin, on Senate bill No. 137,	-	-	- 222
By Mr. Porter, on Senate bill No. 133,	-	-	- 223
By Mr. Lyon, on Senate bill No. 110,	-	-	- 223
By Mr. Miller, on Senate bill No. 18,	-	-	- 224
By Mr. Hubbard, on Senate bill No. 173,	-	-	- 279
By Mr. Millikin, on Senate bill No. 154,	-	-	- 280
By Mr. Cornett, on Senate bill No. 155,	-	-	- 280

By Mr. Miller, on Senate bill No. 131,	-	-	-	280
By Mr. Porter, on Senate bill No. 150,	-	-	-	281
By Mr. McCarty, on Senate bill No. 82,	-	-	-	281
By Mr. Lyon, on Senate bill No. 152,	-	-	-	298
By Mr. Hanna, on House bill No. 222,	-	-	-	329
By Mr. Porter, on Senate bill No. 188,	-	-	-	329
By Mr. Lyon, on Senate bill No. 103,	-	-	-	330
By Mr. Millikin, on Senate bill No. 160,	-	-	-	330
By Mr. Hubbard, on Senate bill No. 165,	-	-	-	330
By Mr. Berry, on House bill No. 143,	-	-	-	331
By Mr. Miller, on Senate bill No. 105,	-	-	-	331
By Mr. McCarty, on Senate bill No. 167,	-	-	-	331
By Mr. Lyon, on House bill No. 34,	-	-	-	332
By Mr. McCarty, on Senate bill No. 87,	-	-	-	332
By Mr. Hanna, on House bill No. 30,	-	-	-	333
By Mr. Hubbard, on House bill No. 144,	-	-	-	384
By Mr. Miller, on Senate bill No. 134,	-	-	-	386
By Mr. Lyon, on Senate bill No. 172,	-	-	-	386
By Mr. Miller, on Senate bill No. 160,	-	-	-	395
By Mr. Dole, on Senate bill No. 217,	-	-	-	431
By Mr. Porter, on Senate bill No. 287,	-	-	-	453
By Mr. Hubbard, on Senate bill No. 307,	-	-	-	453
By Mr. Miller, on Senate bill No. 113,	-	-	-	454
By Mr. McCarty, on Senate bill No. 184,	-	-	-	455
By Mr. Hubbard, on Senate bill No. 290,	-	-	-	455
By Mr. Berry, on Senate bill No. 289,	-	-	-	455
By Mr. Porter, on Senate bill No. 235,	-	-	-	455
By Mr. Miller, on Senate bill No. 291,	-	-	-	456
By Mr. Berry, on Senate bill No. 279,	-	-	-	456
By Mr. Miller, on Senate bill No. 249,	-	-	-	457
By Mr. Millikin, on House bill No. 147,	-	-	-	515
By Mr. Lyon, on House bill No. 390,	-	-	-	516
By Mr. Cornett, on Senate bill No. 204,	-	-	-	517
By Mr. Lyon, on Senate bill No. 292,	-	-	-	517
By Mr. McCarty, on Senate bill No. 321,	-	-	-	518
By Mr. Hubbard, on Senate bill No. 311,	-	-	-	518
By Mr. Lyon, on House bill No. 133,	-	-	-	519
By Mr. Millikin, on House bill No. 257,	-	-	-	519
By Mr. Millikin, on Senate bill No. 204,	-	-	-	519
By Mr. Cassatt, on House bill No. 167,	-	-	-	520
By Mr. McCarty, on Senate bill No. 246,	-	-	-	520
By Mr. Hendricks, on Senate bill No. 214,	-	-	-	521
By Mr. McCarty, on Senate bill No. 214,	-	-	-	521
By Mr. Cornett, on Senate bill No. 234,	-	-	-	522
By Mr. Lyon, on Senate bill No. 319,	-	-	-	522
By Mr. Hubbard, on Senate bill No. 205,	-	-	-	523
By Mr. Berry, on House bill No. 258,	-	-	-	524
By Mr. Berry, on House bill No. 69,	-	-	-	524
By Mr. Berry, on Senate bill No. 216,	-	-	-	524

By Mr. Berry, on House bill No. 34, -	-	-	524
By Mr. Hubbard, on Senate bill No. 298, -	-	-	525
By Mr. Millikin, on House bill No. 284, -	-	-	533
By Mr. Porter, on House bill No. 178, -	-	-	545
By Mr. Porter, on House bill No. 230, -	-	-	545
By Mr. Millikin, on Senate bill No. 362, -	-	-	545
By Mr. McCarty, on House bill No. 210, -	-	-	546
By Mr. Miller, on Senate bill No. 281, -	-	-	552
By Mr. Millikin, on Senate bill No. 368, -	-	-	577
By Mr. Millikin, on Senate bill No. 369, -	-	-	578
By Mr. McCarty, on Senate bill No. 305, -	-	-	591
By Mr. McCarty, on Senate bill No. 308, -	-	-	592
By Mr. Hubbard, on Senate bill No. 200, -	-	-	600
By Mr. Miller, on Senate bill No. 389, -	-	-	648
By Mr. Hubbard, on Senate bill No. 353, -	-	-	649
By Mr. Miller, on Senate bill No. 294, -	-	-	650
By Mr. Millikin, on Senate bill No. 385, -	-	-	650
By Mr. Porter, on Senate bill No. 196, -	-	-	650
By Mr. Cornett, on Senate bill No. 255, -	-	-	651
By Mr. Porter, on resolution of the Senate, -	-	-	652
By Mr. Berry, on Senate bill No. 356, -	-	-	652
By Mr. Hubbard, on House bill No. 268, -	-	-	687
By Mr. Miller, on House bill No. 470, -	-	-	705
By Mr. Cornett, on House bill No. 479, -	-	-	740
By Mr. Miller, on House bill No. 285, -	-	-	741
By Mr. Berry, on Senate bill No. 427, -	-	-	741
By Mr. Miller, on Senate bill No. 411, -	-	-	741
By Mr. Porter, on House bill No. 517, -	-	-	742
By Mr. Hubbard, on House bill No. 457, -	-	-	781
By Mr. Berry, on House Bill No. 523, -	-	-	781
By Mr. Miller, on House bill No. 480, -	-	-	781
By Mr. Lyon, on House bill No. 275, -	-	-	782
By Mr. Miller, on House bill No. 522, -	-	-	794
By Mr. Porter, on Senate bill No. 430, -	-	-	795
By Mr. Berry, on House bill No. 431, -	-	-	795

MILITARY AFFAIRS.

By Mr. Adams, on Senate joint resolution No. 58, -	-	119
--	---	-----

ROADS.

By Mr. Hardin, on House bill No. 20, -	-	-	176
By Mr. Huffstetter, on Senate bill No. 46, -	-	-	177
By Mr. Hardin, on House bill No. 28, -	-	-	229
By Mr. Huffstetter, on petition of Nathaniel Stephens, and others, -	-	-	328

By Mr. Hardin, on Senate bill No. 104,	-	-	- 384
By Mr. Hardin, on the petition of Reason W. Prather,	-	-	- 431
By Mr. Hardin, on Senate bill No. 156,	-	-	- 453
By Mr. Hardin, on House bill No. 187,	-	-	- 513

ENROLLED BILLS.

By Mr. Reid, on Senate bill No. 9,	-	-	- 77
By Mr. Reid, on Senate bills Nos. 1, 6, and 11,	-	-	- 89
By Mr. Hubbard, on Senate bills Nos. 13 and 20,	-	-	- 105
By Mr. Hubbard, on Senate bills Nos. 52, 136, 121, 141, 77, 26, 164, 157, 89, 67, 58, 44, 148, 106, 96, 38, 37, 194, 90, 163, 21, 71, 68, 72, 74, 81, 168, 193, 19, 32, 33, 50, 53, 61, 14, 62, 64, 66, and 69,	-	-	- 365
By Mr. Hubbard, on Senate bills Nos. 131, 80, 25, 99, 5, 22, 29, 28, 76, 18, 42, 161, 110, 97, 86, 167, 144, 102, 328, 169, 104, 235, 177, 152, 309, 325, 313, 314, 331, 224, 326, 188, 129, 145, 127, 143, 95, 110, 93, 17, and 6,	-	-	- 613
By Mr. Hubbard, on Senate bill No. 273,	-	-	- 614
By Mr. Hubbard, on Senate bills Nos. 3, 132, 133, 180, 82, 160, 40, 109, 173, 103, 364, 115, 372, 367, 128, 113, 107, and 7,	-	-	- 663
By Mr. Hubbard, on Senate bills Nos. 192, 206, 209, 190, 191, 238, 187, 333, 348, 266, 265, 226, 101, 134, 183, 263, 203, 275, 322, 394, 283, 315, 247, 200, 290, 207, 210, 242, 292, 243, 316, 231, 234, 267, 208, 184, 211, 218, 258, 337, 205, 330, 301, 186, 229, 317, 310, 213, 415, 432, 356, Also, 137, 166, 382, 392, 278, 280, 155, 171, 386, 188, 275, 308, 319, 397, 398, 122, 404, 139, 312, 324, and 491,	-	-	- 804
By Mr. Hubbard, on Senate bills Nos. 401, 434, 432, 420, 428, 204, 431, 431, 423, 297, 426, 422, 419, 311, 409, 406, 418, 369, 371, 334, 427, 341, 363, 296, 236, 303, 323, 232, 294, 264, 352, 202, 244, 412, 281, 212, 347, 336, 357, 361, 156, 410, 414, 405, 199, 299, 216, 237, 198, 307, 343, 353, 346, and 359,	-	-	- 815
By Mr. Harvey, on Senate bills Nos. 411, 233, 306, 289, 270, 338, 367, 339, 182, 256, 351, 287, 217, 355, 380, 376, 261, 377, 390, 387, 365, 378, 379, 395, 385, 389, 360, 384, 245, 362, 405, 430, 250, 175, 318, 340, 291, 262, 304, 272, 146, 248, 407, 230, 268, 252, 185, 187, 351, 256, 267, and 442,	-	-	- 819

BENEVOLENT INSTITUTIONS.

By Mr. Sleeth, on sundry memorials,	-	-	- 224
By Mr. Hendricks, on Senate resolutions,	-	-	- 388
By Mr. Sleeth, on House bill 289,	-	-	- 388
By Mr. Sleeth, on joint resolution No. 282,	-	-	- 481

By Mr. Sleeth, on the condition of the benevolent institutions of the State,	-	-	-	-	-	-	687
--	---	---	---	---	---	---	-----

REPORTS FROM JOINT COMMITTEES.

By Mr. Sleeth, reporting the time when the Governor would deliver his annual message,	-	-	-	-	-	14
By Mr. Miller, reporting the time when the Governor and Lieut. Governor elect, would be ready to take the oath of office, &c.,	-	-	-	-	-	39
By Mr. Hamrick, on examination of State bonds surrendered to State Agent,	-	-	-	-	-	158
By Mr. Miller, to wait on the Governor to inform him that the two Houses are ready to adjourn <i>sine die</i> , if he has no further communication to make to them,	-	-	-	-	-	827

REPORTS FROM COMMITTEES OF FREE CONFERENCE.

By Mr. Hardin, on amendment to Senate bill No. 4,	-	-	637
By Mr. James, on amendment to House bill No. 64,	-	-	708
By Mr. Miller, on amendment of the House to Senate bill No. 4,	-	-	674
By Mr. Montgomery, on House amendment to Senate bill No. 140,	-	-	805
By Mr. Houghton, on amendment of the House to Senate bill, No. 112,	-	-	805
By Mr. Read, on amendments of Senate to House bill No. 146,	-	-	805

REPORTS FROM SELECT COMMITTEES.

By Mr. Cornett, on petition of Leana Wilkinson,	-	-	48
By Mr. Lyon, on petition of citizens of Fountain county,	-	-	49
By Mr. Herod, on Senate bill No. 20,	-	-	49
By Mr. Hubbard, on petition of Rushville and Shelbyville Railroad Company,	-	-	50
By Mr. Teegarden, on petition of William Andrews,	-	-	50
By Mr. Evans, on petition of citizens of Henry county,	-	-	52
By Mr. McCarty, on House bill No. 18,	-	-	54
By Mr. Buckles, on Senate bill No. 5,	-	-	63
By Mr. Randall, on petition of Anthony T. Yager,	-	-	65
By Mr. Reid, on Senate bill No. 38,	-	-	71
By Mr. Hendricks, on Senate bill No. 31,	-	-	72
By Mr. Martin, on petition of George Lotterer,	-	-	73
By Mr. Cornett, on the petition of John Kluter,	-	-	92
By Mr. Woods, on the petition of Sibil B. Dekernan,	-	-	92
By Mr. Sleeth, on Senate bill No. 51,	-	-	104

By Mr. Martin, on House bill No. 3, - - -	105
By Mr. Kinnard, on petition of the Delphi and Frankfort Plank Road Company, - - -	106
By Mr. Hamrick, on Senate bill No. 29, - - -	106
By Mr. Hubbard, on Senate bill No. 71, - - -	109
By Mr. Buckles, on the memorial of the President of the Indianapolis and Bellefontaine Railroad Company, - - -	122
By Mr. Randall, on Senate bill No. 4, - - -	125
By Mr. McCarty, on petition of Marion Fire Engine Company, - - -	126
By Mr. Cornett, on petition of citizens of Dearborn and Ripley counties, - - -	127
By Mr. Read, on House bill No. 5, - - -	127
By Mr. Brugh, on petition of citizens of Delaware county, - - -	136
By Mr. Hubbard, on Senate bill No. 86, - - -	168
By Mr. Reid, on a certain petition therein named, - - -	169
By Mr. Cassatt, on Senate bill No. 102, - - -	169
By Mr. Harvey, on the petition of James Wright, - - -	190
By Mr. Holloway, on petition of Delila and Sylvester Conklin, - - -	191
By Mr. Rousseau, on Senate bill No. 73, - - -	196
By Mr. Rousseau, on Senate joint resolution No. 101, - - -	197
By Mr. Conduit, on House bill No. 40, - - -	198
By Mr. Herod, on petition of Joseph Hiner, - - -	198
By Mr. Porter, on House bill No. 19, - - -	199
By Mr. Herod, on petition of John R. Morelege and others, - - -	225
By Mr. Rousseau, on Senate bill No. 112, - - -	225
By Mr. Read, on petition of mayor and councilmen of Jeffersonville, - - -	226
By Mr. Randall, on House bill No. 77, - - -	227
By Mr. Odell, on Senate bill No. 104, - - -	227
By Mr. Cassatt, on Senate bill No. 133, - - -	228
By Mr. Woods, on House bill No. 72, - - -	228
By Mr. Day, on House bill No. 78, - - -	230
By Mr. Dole, on House bill No. 142, - - -	230
By Mr. Miller, on House bill No. 61, - - -	238
By Mr. Woods, on Senate bill No. 163, - - -	254
By Mr. James, on petition of citizens of Posey county, - - -	259
By Mr. Martin, on House bill No. 144, - - -	162
By Mr. Dawson, on House bill No. 22, - - -	164
By Mr. Woods, on petition of citizens of Switzerland county, - - -	265
By Mr. Odell, on Senate bill No. 113, - - -	265
By Mr. James, on petition of citizens of Posey county, - - -	265
By Mr. Buckles, on petition of Enoch Notien and others, - - -	265
By Mr. Dawson, on Senate bill No. 166, - - -	266
By Mr. Conduit, on petition of citizens of Morgan and Owen counties, - - -	282
By Mr. Ellis, on House bill No. 222, - - -	282
By Mr. Kinnard, on petition of citizens of Tippecanoe and Clinton counties, - - -	283
By Mr. Cassatt, on Senate bill No. 140, - - -	283

By Mr. Day, on House bill No. 148,	-	-	-	285
By Mr. Ellis, on House bill No. 24,	-	-	-	285
By Mr. Montgomery, on petition of citizens of Warren county,				299
By Mr. Hendricks, on petition of Nancy C. Burrows,	-	-	-	299
By Mr. Allen, on Senate bill No. 177,	-	-	-	300
By Mr. Harvey, on petition of John E. Johnson and others,				334
By Mr. Reid, relative to the black laws,	-	-	-	334
By Mr. Harvey, on House bill No. 301,	-	-	-	370
By Mr. James, on House bill No. 63,	-	-	-	370
By Mr. Winstandley, on Senate bill No. 247,	-	-	-	371
By Mr. Buckles, on petition of citizens of Delaware county,				371
By Mr. Cassatt, on petition of citizens of Wabash county,				371
By Mr. Berry, on Senate bills Nos. 85 and 92,				372
By Mr. James, on House bill No. 64,	-	-	-	372
By Mr. Reid, on House bill No. 96,	-	-	-	373
By Mr. Reid, on House bill No. 113,	-	-	-	373
By Mr. Cassatt, on petition of citizens of Wabash county,				374
By Mr. Holloway, on memorial of the colonization society,				374
By Mr. Dawson, on petition of certain of citizens of Dekalb county,	-	-	-	374
By Mr. Hamrick, on Senate bill No. 265,	-	-	-	388
By Mr. Cassatt, on Senate bill No. 140,	-	-	-	389
By Mr. Hamrick, on House bill No. 205,	-	-	-	391
By Mr. Morrison, on Senate bill No. 3,	-	-	-	393
By Mr. Hardin, on Senate bill No. 126,	-	-	-	403
By Mr. Millikin, on petition of citizens of Dearborn county,				408
By Mr. James, on petition of Samuel Orr and Thos. E. Garvin,				409
By Mr. Cassatt, on Senate bill No. 102,	-	-	-	409
By Mr. Hamrick, on petition of citizens of Parke, Montgomery, and Putnam county,	-	-	-	410
By Mr. Randall, on House bill No. 264,	-	-	-	411
By Mr. Woods, on Senate bill No. 199,	-	-	-	411
By Mr. McCarty, on petition of Asher Cox and others,				412
By Mr. Houghton, on Senate bill No. 228,	-	-	-	413
By Mr. Garves, on petitions of citizens of Clinton and Tipton counties,	-	-	-	416
By Mr. Garver, on House bill No. 183,	-	-	-	417
By Mr. Dawson, on Senate bill No. 147,	-	-	-	425
By Mr. Buckles, on House bill No. 116,	-	-	-	431
By Mr. Adams, on petition of Jas. S. Hester and others,				432
By Mr. Hamrick, on Senate bill No. 273,	-	-	-	432
By Mr. Dawson, on House bill No. 162,	-	-	-	433
By Mr. Dawson, on House bill No. 192,	-	-	-	433
By Mr. Dawson, on House bill No. 264,	-	-	-	433
By Mr. Montgomery, on Senate bill No. 140,	-	-	-	434
By Mr. Evans, on petition of citizens of Delaware and Henry counties,	-	-	-	457
By Mr. Conduit, on Senate bill No. 263,	-	-	-	457
By Mr. Reid, on petition of citizens of Hamilton county,				458

By Mr. Berry, on Senate bill No. 300, -	-	-	-	448
By Mr. Graham, on House bill No. 198, -	-	-	-	482
By Mr. Millikin, on House bill No. 122, -	-	-	-	482
By Mr. Lyon, on Senate bill No. 175, -	-	-	-	482
By Mr. Berry, on House bill No. 211, -	-	-	-	483
By Mr. Kinnard, on petition of citizens of Carroll county, -	-	-	-	490
By Mr. Cassatt, on Senate bill No. 140, -	-	-	-	494
By Mr. Morrison, on communication of the Auditor of State relative to State Agency, -	-	-	-	527
By Mr. Montgomery, on House bill No. 206, -	-	-	-	528
By Mr. Walker, on Senate bill No. 87, -	-	-	-	529
By Mr. Adams, on Senate bill No. 322, -	-	-	-	529
By Mr. McCarty, on Senate bill No. 224, -	-	-	-	530
By Mr. Ellis, on House bill No. 214, -	-	-	-	531
By Mr. Houghton, on House bill No. 208, -	-	-	-	531
By Mr. Randall, on House bill No. 193, -	-	-	-	531
By Mr. Ellis, on House bill No. 219, -	-	-	-	531
By Mr. Randall, on House bill No. 55, -	-	-	-	532
By Mr. Montgomery, on House bill No. 231, -	-	-	-	532
By Mr. Dawson, on House bill No. 94, -	-	-	-	534
By Mr. Hubbard, on Senate bill No. 340, -	-	-	-	547
By Mr. Rousseau, on House bill No. 218, -	-	-	-	553
By Mr. Odell, on Senate bill No. 212, -	-	-	-	578
By Mr. Montgomery, on House bill No. 449, -	-	-	-	579
By Mr. Montgomery on House bill No. 217, -	-	-	-	579
By Mr. Walker, reporting bill No. 376, -	-	-	-	579
By Mr. Walpole, on petition of Daniel Mason and others, -	-	-	-	580
By Mr. Rousseau, on House bill No. 456, -	-	-	-	581
By Mr. Randall, on House bill No. 99, -	-	-	-	590
By Mr. Hamrick, on House bill No. 205, -	-	-	-	601
By Mr. Morgan, on Senate bill No. 275, -	-	-	-	603
By Mr. Rousseau, on petitions of citizens of Owen and Clay, -	-	-	-	606
By Mr. Houghton, on petition of citizens of Martin county, -	-	-	-	606
By Mr. Garver, on House bill No. 416, -	-	-	-	646
By Mr. Hubbard, on Senate bill No. 370, -	-	-	-	646
By Mr. Berry, on said bill, -	-	-	-	646
By Mr. Eddy, on House bill No. 451, -	-	-	-	648
By Mr. Allen, on Senate bill No. 269, -	-	-	-	649
By Mr. Dawson, on House bill No. 99, -	-	-	-	651
By Mr. Dawson, on House bill No. 472, -	-	-	-	653
By Mr. Milliken, on House bill No. 306, -	-	-	-	665
By Mr. Harvey, on House bill No. 307, -	-	-	-	693
By Mr. Graham, on House bill No. 273, -	-	-	-	706
By Mr. Rousseau, on House bill No. 17, -	-	-	-	706
By Mr. Hendricks, on House bill No. 172, -	-	-	-	707
By Mr. Harvey, on House bill No. 467, -	-	-	-	707
By Mr. Miller, on petition of Harrison P. Weaver and others, -	-	-	-	707
By Mr. Harvey, on Senate bill No. 151, -	-	-	-	707
By Mr. Harvey, on petition of Simon Hornaday and others, -	-	-	-	708

By Mr. Holloway, on House bill No. 205,	-	-	- 708
By Mr. Milliken, on temperance petitions,	-	-	- 739
By Mr. Graham, on House bill No. 372,	-	-	- 740
By Mr. Graham, on House bill No. 363,	-	-	- 742
By Mr. Dawson, on House bill No. 364,	-	-	- 743
By Mr. Ellis, on House bill No. 473,	-	-	- 756
By Mr. Ellis, on House bill No. 332,	-	-	- 756
By Mr. Malott, on the petition of Samuel Cotten and others,	-	-	- 756
By Mr. Conduit, on the petition of Daniel Ferguson and others,	-	-	- 757
By Mr. Harvey, on the petition of Alex. Worth and others,	-	-	- 757
By Mr. Huffstetter, on the petition of Jos. Woltan and others,	-	-	- 757
By Mr. Eddy, on Senate joint resolution No. 417,	-	-	- 758
By Mr. Ellis, on House bill No. 275,	-	-	- 800
By Mr. Ellis, on House bill No. 386,	-	-	- 800
By Mr. Odell, on House bill 529,	-	-	- 802
By Mr. Eddy, on bill No. 55 of the Senate,	-	-	- 803
By Mr. Rousseau, on House bill No. 333,	-	-	- 814
By Mr. Berry, on House bill No. 431,	-	-	- 815

RESOLUTIONS.

964

SUBJECT MATTER OF.

	Introduced,	Mover's Name.	Adopted.
Directing the Secretary of the Senate to inform the House of Representatives of the organization of the Senate,	7	Adams.	7
Adopting the rules of the last session for the government of the Senate during the present session, with one amendment,	7	Harvey.	7
Adopting the joint rules of the last session for the government of the two Houses during the present session,	7	Harvey.	7
Admitting reporters of newspapers to seats within the bar of the Senate, for the purpose of reporting its proceedings,	7	Adams.	7
Directing the door-keeper to procure from the State Library a copy of the revised statutes of 1843, a copy of the journal of the last session of the Senate, and a copy of the acts, both general and local, of the last General Assembly,	8	Teegarden.	8
Directing the door-keeper of the Senate to contract for newspapers,	8	Dawson.	8
Amendment to the above resolution,	8	Randall.	9
Amendment to the above resolution,	9	Cassatt.	10
Amendment to the above resolution,	9	Montgomery.	10
Amendment to said resolution,	10	Millikin.	10
Fixing the time for election of Auditor of State,	11	Randall.	11
Amendment to said resolution,	11	Miller.	11

RESOLUTIONS — Continued.

966

SUBJECT MATTER OF.		Introduced.	Mover's Name.	Adopted.
Fixing the time for the election of the superintendent of the New Albany and Vincennes road, - - - - -	- - - - -	52	Hamrick.	52
Instructing the committee on roads to inquire into the expediency of amending section 120 of the revised road laws, - - - - -	- - - - -	65	Adams.	65
Fixing the time for the election of president judge of the 5th judicial circuit, Amendment to said resolution, - - - - -	- - - - -	65	Sleeth.	65
Relative to folding and stitching public documents, - - - - -	- - - - -	65	Hardin.	65
Instructing the judiciary committee to inquire into the expediency of legalizing devises of land or legacies of money or personal property bequeathed to charitable uses, - - - - -	- - - - -	70	Milliken.	70
Instructing the judiciary committee to inquire into the expediency of providing for the election of a reporter of the decisions of the Supreme Court, -	- - - - -	70	Reid.	70
Instructing the judiciary committee to inquire into the expediency of changing the law governing the sale of personal property on execution, - - - - -	- - - - -	72	Berry.	72
Relative to the election of a Bank Director, - - - - -	- - - - -	73	Reid.	73
Relative to adjourning from Saturday noon to Monday morning, - - - - -	- - - - -	75	Morrison.	73
Instructing the committee on corporations to inquire into the expediency of providing a general law for turnpike companies, - - - - -	- - - - -	75	Holloway.	75
Instructing the judiciary committee to inquire relative to the contract with	- - - - -	78	Reid.	79

the lessees of the water power on the northern division of the Central Canal,	79	Cornett.	79
Instructing judiciary committee in relation to a general Homestead lay,	79	Dole.	79
Instructing judiciary committee to inquire into the expediency of changing the execution laws,	79	Dole.	79
Relative to printing the Governor's Inaugural Address,	79	Graham.	80
Amendment to said resolution.	79	Miller.	79
Amendment to said resolution,	79	Ellis.	79
Instructing judiciary committee in relation to prosecuting attorneys,	80	Hanna.	80
Instructing judiciary committee in relation to repealing the law authorizing jailors to discharge prisoners,	80	Garver.	80
Instructing judiciary committee relative to the sale of lands subject to dower,	80	Reid.	80
Requesting the Agent of State to furnish the Senate with certain information,	93	Hendricks.	93
Instructing judiciary committee relative to consolidating school laws,	93	Reid.	93
Requesting the Auditor of State to inform the Senate relative to the expense of the loan to pay interest on State debt,	93	Morrison.	93
Instructing judiciary committee to inquire into the expediency of providing for the payment into the State treasury of one-half of the revenue prior to the 1st day of January,	93	Morrison.	93
Instructing judiciary committee to inquire whether an appeal is authorized from the decision of a judge trying writs of habeas corpus,	109	Buckles.	109
Instructing the committee on finance to inquire into the expediency of the 4th article of the 7th chapter of the Revised Statutes of 1843, relative to county treasurers,	110	Harvey.	110
Instructing judiciary committee to inquire relative to making administrators witnesses in suits against them,	110	Lyon.	110
Instructing judiciary committee in relation to the descent of property,	110	Lyon.	110
Instructing judiciary committee in relation to tipping houses,	110	Reid.	110

RESOLUTIONS—Continued

968

SUBJECT MATTER OF.	RESOLUTIONS—Continued		
	Introduced.	Mover's Name.	Adopted.
Relative to the orders of the day, - - - - -	122	Harvey.	122
Instructing committee on finance in relation to taxing Railroad stock before the declaring of dividends, - - - - -	122	Herod.	122
Requesting the trustees of the Wabash and Erie Canal to report in relation to the appraisement of certain canal lands, - - - - -	123	Montgomery.	123
Instructing the committee on manufactures relative to a geological survey of the State, - - - - -	129	Ellis.	129
Instructing judiciary committee relative to the sale of lands by administrators in certain cases, - - - - -	129	Winstandley.	130
Relative to the adjournment <i>sine die</i> of the Legislature, - - - - -	137	Conduit.	137
Amendment to said resolution, - - - - -	137	Hanna.	137
Amendment to amendment, - - - - -	137	Holloway.	137
Instructing the committee on education relative to repealing part of section 2 and section 3 of the school law, - - - - -	137	Winstandley.	137
Authorizing judiciary committee to send for persons and papers, - - - - -	147	Buckles.	147
Requesting the Auditor of State to furnish certain information relative to water rents on the Northern Division of the Central Canal, - - - - -	168	Miller.	168
Instructing the committee on education in relation to a certain amendment of the common school law, - - - - -	191	Hardin.	191

Instructing the committee on education relative to amending section 8 of the common school law of 1849, - - - - -	191	Winstandley.	191
Returning thanks to Hon. James G. Read, - - - - -	192	Millikin.	192
Instructing the committee on education relative to the purchase money for school lands, - - - - -	193	Herod.	193
Relative to the newspapers furnished the Senate, - - - - -	210	Cornett.	210
Relative to adjourning from December 24th to December 27th, 1849, - - - - -	229	Martin.	245
Instructing the judiciary committee to inquire whether the common school law is in force in the counties voting for the same, and requesting the Secretary of State to furnish a list of the counties so voting, - - - - -	230	Reid.	231
Instructing the judiciary committee to report a bill for the enumeration of the white male inhabitants of the State over 21 years of age, - - - - -	231	Hardin.	231
Instructing the committee on education relative to the apportionment of the school fund, - - - - -	239	Cornett.	239
Instructing the committee on benevolent institutions to inquire whether insane colored persons can be received by law into the Hospital, - - - - -	239	Holloway.	239
Instructing the committee on finance to inquire relative to an appropriation for the speedy completion of the Hospital for the insane, - - - - -	239	Cornett.	239
Instructing the judiciary committee relative to an amendment of the execution laws, - - - - -	239	Lyon.	240
Instructing the committee on corporations relative to a general incorporation law, - - - - -	240	Conduit.	240
Instructing the judiciary committee relative to the sale of the Northern Division of the Central Canal, - - - - -	240	Holloway.	240
Instructing the committee on finance relative to a change in the law regulating the time for paying the taxes into the State Treasury, - - - - -	254	Morrison.	254
Relative to making Michigan City a point in the Buffalo and Mississippi Railroad, - - - - -	263	Cornett.	263
Granting the use of the Senate chamber to Madam Carlar, - - - - -	273	Woods.	273

RESOLUTIONS—Continued.

SUBJECT MATTER OF.		Introduced.		Mover's Name.		Adopted.
Instructing the judiciary committee relative to a change in the execution laws,	- - -	286	-	Hendricks.	286	
Requesting the Governor to return Senate bill No. 77,	- - -	297	-	Adams.	297	
Relative to an adjournment <i>sine die</i> ,	- - -	300	-	Millikin.		
Amendment to said resolution,	- - -	301	-	Hubbard.		
Requesting the Governor to inform the Senate relative to the vacancies existing in the Board of Commissioners for the Hospital for the Insane,	- - -	301	-	Walpole.	301	
Instructing the committee on the judiciary to inquire relative to a reduction of the penalty on lands sold for taxes,	- - -	340	-	Buckles.	340	
Requesting the Secretary of State to return Senate bill No. 154,	- - -	340	-	Cassatt.	340	
Granting leave of absence to the committee on benevolent institutions,	- - -	416	-	Sleeth.	416	
Relative to the election of Agent of State and Commissioners for the Hospital for the Insane,	- - -	434	-	Morrison.	434	
Mr. Conduit's resolution to adjourn taken up,	- - -	440	-			
Amendment to said resolution,	- - -	441	-	Hardin.		
Amendment to same,	- - -	441	-	Winstandly.		
Amendment to same,	- - -	441	-	Morgan.		
Amendment to same,	- - -	441	-	Morrison.	441	
Amendment to same,	- - -	441	-	Lyon.		

Instructing the committee on federal relations to report Senate joint resolution No. 47, - - -	548	Holloway.	548
Requesting the Secretary of State to return Senate bill No. 273, - - -	548	Berry.	548
Relative to the repeal of certain charters for insurance companies, - - -	553	McCarthy.	553
Instructing the committee on finance relative to Senate bill relative to the Columbus, Nashville, and Bloomington Rail Road Company, - - -	654	Morrison.	654
Instructing committee on finance to inquire relative to the propriety of negotiating a loan to pay expenses of convention, - - -	654	Buckles.	654
On resolution relative to the adjournment of the Senate, - - -	738	Read.	738
Requesting House of Representatives to return House bill No. 394, - - -	767	Dawson.	767
Requesting the Treasurer of State to refuse payment on certain warrants issued in favor of Patrick McGinley, - - -	768	Morrison.	768
Fixing the adjournment of the Senate at 6 o'clock, P. M., - - -	791	Hendricks.	791
Tendering thanks of Senate to the President thereof, - - -	801	Conduit.	801
Tendering the thanks of the Senate to the officers thereof, - - -	801	Montgomery.	801
Tendering the thanks of the Senate to the reporters of the Journal and Sentinel, - - -	802	Morrison.	802
Relative to adjournment of the Senate, - - -	803	Hubbard.	803
Relative to adjournment of the Senate, - - -	814	Miller.	814
Requesting the Governor to return Senate bills Nos. 305, 308, 321, and 338, - - -	816	Hardin.	816
Appointing a committee on the part of the Senate to ascertain from the Governor whether he has any further communication to make to them, - - -	819	Miller.	819
Informing the House that the Senate is ready to adjourn <i>sine die</i> , - - -	827	Porter.	827

RITCHY, JAMES.

Elected Commissioner for Insane Hospital, - 487, 488, 489

ROUSSEAU, LOVEL H.

Attended,	-	-	-	-	-	-	-	10
Petitions by,	-	-	-	-	-	-	-	426
Reports by,	174, 196, 197, 206, 225, 553, 581, 588, 606, 706, 814							
Bills by,	-	94, 130, 189, 286, 305, 363, 376, 427, 607, 686, 709						
Resolution by,	-	-	-	-	-	-	-	123
Motions by,	97, 112, 113, 117, 129, 137, 139, 147, 174, 192, 198, }							
	200, 207, 210, 242, 244, 251, 255, 270, 276, 283, }							
	285, 292, 293, 305, 311, 325, 340, 363, 376, 379, }							
	395, 426, 427, 431, 442, 462, 470, 478, 483, 521, }							
	526, 538, 539, 583, 587, 588, 603, 605, 607, 624, }							
	632, 656, 673, 675, 677, 682, 686, 698, 718, 722, }							
	725, 726, 727, 776, 815 }							

s.

SECRETARY OF STATE.

Annual Report of,	-	-	-	-	-	-	31
Communication from,	-	-	-	-	-	-	244

SENATE.

Call of	37, 84, 162, 163, 220, 251, 255, 289, 379, 403, 444, 538, }
	642, 665, 767, 769, 790, 796 }

SINKING FUND COMMISSIONERS.

Annual Report of,	-	-	-	-	-	-	83
-------------------	---	---	---	---	---	---	----

SLEETH, JAMES M.

Attended,	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	102, 111, 203, 274	
Reports by,	104, 151, 206, 224, 315, 327, 328, 358, 481, 687, 698, }						
						703, 723, 725, 726 }	
Bills by,	-	-	-	-	72, 82, 95, 191, 257, 327, 328		

Resolutions by,	-	-	-	-	-	-	-	12, 65
Motions by,	5, 6, 13, 84, 103, 146, 216, 260, 274, 362, 398, 489, }							501, 586, 589, 693 }

STATE BANK.

Report of, and Branches,	-	-	-	-	-	-	-	48, 60, 61, 83
Director elected,	-	-	-	-	-	-	-	74

STATE PRINTER.

Elected,	-	-	-	-	-	-	-	368
----------	---	---	---	---	---	---	---	-----

STATE PRISON.

Report of Warden,	-	-	-	-	-	-	-	83
Report of Visitor,	-	-	-	-	-	-	-	125

STATE UNIVERSITY.

Report of,	-	-	-	-	-	-	-	75
------------	---	---	---	---	---	---	---	----

T.

TEEGARDEN, ABRAHAM.

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	-	29
Reports by,	-	-	-	-	-	-	-	50
Bills by,	-	-	-	-	-	-	-	50, 365
Resolution by,	-	-	-	-	-	-	-	8
Motions by,	-	-	-	-	-	-	-	29, 618

TREASURER OF STATE.

Election of,	-	-	-	-	-	-	-	62
--------------	---	---	---	---	---	---	---	----

76

4

160

188

[illegible]

3

83

WINSTANDLY, JOHN B.

Attended,	-	-	-	-	-	-	-	4
Petition by,	-	-	-	-	-	-	-	295
Reports by,	-	-	-	-	-	-	-	371, 633, 696
Bills by,	-	-	-	38, 73, 123, 260, 287, 371, 437				
Resolutions by,	-	-	-	-	-	-	-	129, 137, 191
Motions by,	34, 38, 87, 148, 176, 260, 263, 295, 398, 441, 469, 499,							551, 562, 567, 586, 604, 605, 615, 664, 754)

WRIGHT, JOSEPH A.

Takes oath as Governor,	-	-	-	-	-	-	-	41
Inaugural Address of,	-	-	-	-	-	-	-	42

WOOD, JOHN.

Attended,	-	-	-	-	-	-	-	4
Petitions by,	-	-	-	-	-	-	-	77, 103, 150
Reports by,	-	-	-	-	92, 175, 228, 254, 265, 411			
Bills by,	-	-	34, 52, 138, 232, 265, 267, 513, 551, 607					
Motions by,	32, 34, 52, 78, 103, 150, 201, 254, 273, 399, 551, 607							







